



COUNCIL INFORMATION PACKAGE

Friday, January 12, 2024

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MEMORANDUM

TO: Mayor, Council, Staff and Welland Community

FROM: Tara Stephens, City Clerk

DATE: January 12, 2024

SUBJECT: Council Information Package Details

Welland City Council receive correspondence in various formats. To ensure all correspondence is distributed in an appropriate manner, the Council Information Package will ensure that communications are relayed to Council, while ensuring the correspondence is presented in a consistent and respectful manner.

The purpose of these information packages is to provide information and updates to Council on a consistent basis, on matters that do not require consideration at a Council/General Committee meeting. Council information packages will contain only non-confidential information and posted to the city's website.

The City Clerk is responsible for the management of correspondence addressed to the Mayor and Council and shall ensure that correspondence is dealt with in a timely and appropriate manner.

Correspondence addressed to the City Clerk, and/or Welland City Council shall be received and distributed electronically to Council in the weekly Council Information Package.

The package will include items such as:

- Resolutions from other Municipalities;
- Memorandums from staff; and
- Correspondence submitted to Council.

For the purpose of transparency, a link to the Council Information Package will be posted weekly on the city's website for public access and review.

If a member of Council or staff wishes to consider or take action on an item that is included in the Council Information Package, they shall notify the Clerk who shall place the correspondence on the next subsequent meeting agenda for Council's consideration.

Correspondence received by other municipal departments, that are in the opinion of the Director, that the correspondence is relevant to Council, shall forward the document to the City Clerk to be included on a future Council Information Package.

Correspondence requesting financial assistance from the municipality will be automatically placed on a future council meeting agenda for consideration.

If you have questions or concerns, please do not hesitate to contact the City Clerk for more information.

December 18, 2023

CL 16-2023, December 14, 2023
PHSSC 12-2023, December 5, 2023
COM-C 41-2023, December 5, 2023

DISTRIBUTION LIST

SENT ELECTRONICALLY

Motion to Better Support Survivors of Intimate Partner and Gender-Based Violence
COM-C 41-2023

Regional Council, at its meeting held on December 14, 2023, passed the following recommendation, of its Public Health and Social Services Committee:

WHEREAS, on September 21, 2023, Niagara Regional Council declared intimate partner violence and gender-based violence as epidemic; and

WHEREAS, intimate partner and gender-based violence resulted in the femicide of 184 women and girls across Canada in 2022, a 20% increase over 2019; and

WHEREAS, between November 26, 2022 and November 25, 2023, there were nearly 62 femicides in Ontario, exceeding last year's number of 52 femicides in Ontario; and

WHEREAS, Niagara Regional Council recognizes, with the September 21, 2023, declaration, that issues of intimate partner violence and gender-based violence are matters of local importance, including public health, EMS, community services, and community safety, in all of our communities; and

WHEREAS, investments in and the availability of affordable housing is one of the most effective ways to increase the safety of survivors of intimate partner violence; and

WHEREAS, one of the 86 recommendations from the inquiry into the femicides of Carol Culleton, Anastasia Kuzyk, and Nathalie Warmerdam (the Renfrew County Inquest) is enhanced second-stage housing for survivors of intimate partner violence; and

WHEREAS, for the 2022-2023 fiscal year, Gillian's Place and Birchway Niagara had to turn away a combined total of 709 people due to lack of space;

NOW THEREFORE BE IT RESOLVED:

1. That Niagara Regional Council **ENCOURAGE** the provincial government to increase the number of shelters for survivors of intimate partner violence in Ontario, especially in rural communities;

2. That Niagara Regional Council **REQUEST** that the provincial government increase funding to existing shelters for survivors of intimate partner violence in Ontario, so those shelters can increase their capacity to more appropriately serve their communities;
3. That Niagara Regional Council **REQUEST** that the provincial and federal governments increase funding to shelters for survivors of intimate partner violence, so those shelters can increase their supply of transitional housing programs;
4. That Niagara Regional Council **CALL UPON** the provincial and federal governments to ensure shelters for survivors of intimate partner violence receive ongoing and stable funding to ensure the sustainability of their services;
5. That Niagara Regional Council **CALL UPON** the provincial and federal governments to more effectively address the affordable housing crisis; and
6. That this motion **BE SENT** to The Honourable Justin Trudeau, Prime Minister; The Honourable Arif Virani, Minister of Justice; The Honourable Marc Len, Minister for Women and Gender Equality and Youth; The Honourable Sean Fraser, Minister of Housing, Infrastructure and Communities; The Honourable Doug Ford, Premier of Ontario; The Honourable Michael Parsa, Minister of Children, Community and Social Services; The Honourable Paul Calandra, Minister of Municipal Affairs and Housing; The Honourable Charmaine A. Williams, Associate Minister of Women's Social and Economic Opportunity; Niagara's four MPs; Niagara's four MPPs; all 12 of Niagara's local area municipalities; the Association of Municipalities of Ontario (AMO); the Federation of Canadian Municipalities (FCM); Mayors and Regional Chairs of Ontario (MARCO); and Ontario's Big City Mayors (OBCM).

Yours truly,



Ann-Marie Norio
Regional Clerk

:ab
CLK-C 2023-142

Distribution List:

The Honourable, Justin Trudeau, Prime Minister
The Honourable, Marci Ien, Minister for Women and Gender Equality and Youth
The Honourable, Sean Fraser, Minister of Housing, Infrastructure and
Communities
The Honourable, Doug Ford, Premier of Ontario
The Honourable, Michael Parsa, Minister of Children, Community and Social
Services
The Honourable, Paul Calandra, Minister of Municipal Affairs and Housing
The Honourable, Charmaine A. Williams, Associate Minister of Women's Social
and Economic Opportunity
Chris Bittle, Member of Parliament, St. Catharines
Vance Badawey, Member of Parliament, Niagara Centre
Tony Baldinelli, Member of Parliament, Niagara Falls
Dean Allison, Member of Parliament, Niagara West
Jennie Stevens, Member of Provincial Parliament, St. Catharines
Jeff Burch, Member of Provincial Parliament, Niagara Centre
Wayne Gates, Member of Provincial Parliament, Niagara Falls
Sam Oosterhoff, Member of Provincial Parliament, Niagara West
Local Area Municipalities
Association of Municipalities of Ontario (AMO)
Federation of Canadian Municipalities (FCM)
Mayors and Regional Chairs of Ontario (MARCO)
Ontario's Big City Mayors (OBCM)



4800 SOUTH SERVICE RD
BEAMSVILLE, ON L0R 1B1

905-563-8205

December 14, 2023

SENT VIA EMAIL: premier@ontario.ca

The Honourable Doug Ford
Premier of Ontario
Legislative Building, Queen's Park
Toronto, ON M7A 1A1

RE: Town of Lincoln Council Resolution – Provincial commitment to provide municipalities necessary infrastructure funding to support housing as a result of the impacts of Bill 23 and other legislation

Please be advised that the Council of the Corporation of the Town of Lincoln at its Council Meeting held on December 13, 2023, passed the following motion regarding Provincial commitment to provide municipalities necessary infrastructure funding to support housing as a result of the impacts of Bill 23 and other legislation:

Resolution No.: RC-2023-159

Moved by Councillor Greg Reimer; Seconded by Councillor Adam Russell

WHEREAS Town of Lincoln Council is committed to doing their part to reduce barriers and find solutions to meet the development demand imposed by the Province under Bill 23, More Homes Built Faster Act, 2022; and

WHEREAS Bill 23, More Homes Built Faster Act, 2022, aims to build 1.5 million new homes by 2031 and to accomplish this goal, the Bill seeks to eliminate or reduce a range of processes, fees, and regulations that have the potential to slow or inhibit development; and

WHEREAS municipalities play a vital role in fostering community development, providing essential services, and maintaining local infrastructure; and

WHEREAS in 2019, the National Housing Strategy recognized housing as a human right and under Bill 23, implemented two strategies focused on affordability and attainability respectively; and

WHEREAS the Town of Lincoln recognizes the importance of financial tools to raise funds and support programs and services; and

WHEREAS on October 23, 2023, the Minister of Municipal Affairs and Housing, released a statement introducing legislation that would reverse the official plan decisions and wind back provincial changes to official plans and official plan amendments, except in circumstances where construction has begun or where doing so would contravene existing provincial legislation and regulation, including changes to urban boundaries; and

WHEREAS the Minister of Municipal Affairs and Housing will be asking impacted municipalities to submit changes and updates to those plans to ministry staff within 45 days of today, including information on projects that are already underway and in recognition of the costs incurred by municipalities arising out of this decision, the province will work with impacted municipalities to assist with related planning and staffing costs; and

WHEREAS the Province released their 2023 Fall Economic Statement to the Ontario's Big City Mayors (OBCM), whereby it was noted that that the statement did not provide an update on the government's efforts to address the financial impacts of Bill 23; and

WHEREAS Bill 23 includes changes to the Development Charges Act which is estimated to have an impact on municipalities, in terms of foregone collection of development charge fees, totalling \$1 billion annually across the province, even though the Province has committed to ensuring that municipalities are kept whole for any impact on their ability to fund housing enabled infrastructure because of the Bill; and

WHEREAS smaller municipalities will need to work with the Province to potentially create and approve new revenue tools to fund the various municipal operations and capital investments needed to meet the targets as set out in Bill 23; and

WHEREAS without revenue tools and provincial programs and supports, the ability to build the infrastructure required to support the creation of new homes, roads, sewer, water systems, supports and delivery of services such as fire and police, are exacerbated; and

WHEREAS under the current climate of inflation and rising construction cost, municipalities will have to undertake less infrastructure, especially without significant provincial program intakes and funding streams; and

WHEREAS municipalities already have limited cost recovery avenues within asset management plans and existing legislation, resulting in a growing provincial and Canada wide infrastructure funding gap.

THEREFORE, BE IT RESOLVED THAT the Town of Lincoln Council:

1. Request support for all municipalities that are challenged to fulfill their growth targets by the financial burden imposed by the Province of Ontario with Bill 23; and
2. Urge the Minister of Municipal Affairs and Housing to work with all municipalities and establish long-term sustainable critical funding programs to fill the infrastructure gaps, including opening up more intakes for infrastructure funding; and
3. Emphasize the importance of the provincial governments commitment to looking forward as municipalities deal with the outcomes of Bill 23, and that should municipalities require funding to be made whole, that the government address these funding shortfalls; and
4. Forward a copy of this motion to each of the 12 Local Area Municipalities in Niagara; and
5. That a copy of this motion be circulated to Premier of Ontario, Minister of Municipal Affairs and Housing, Provincial opposition parties, Niagara's four MPs; Niagara's four MPPs; the Association of Municipalities of Ontario (AMO); the Federation of Canadian Municipalities (FCM); Mayors and Regional Chairs of Ontario (MARCO); and Ontario's Big City Mayors (OBCM) and local area municipalities.

CARRIED

If you require any additional information, please do not hesitate to contact the undersigned.

Regards,

Julie Kirkelos
Town Clerk
jkirkelos@lincoln.ca

JK/dp

C.c. Minister of Municipal Affairs and Housing
Provincial Opposition Parties
Niagara Area MPs and MPPs
Association of Municipalities of Ontario (AMO)
Federation of Canadian Municipalities (FCM)

Mayors and Regional Chairs of Ontario (MARCO)
Ontario's Big City Mayors (OBCM)
Local Area Municipalities



4800 SOUTH SERVICE RD
BEAMSVILLE, ON L0R 1B1

905-563-8205

December 14, 2023

SENT VIA EMAIL: premier@ontario.ca

The Honourable Doug Ford
Premier of Ontario
Legislative Building, Queen's Park
Toronto, ON M7A 1A1

RE: Town of Lincoln Council Resolution – Comprehensive Review and Overhaul of the Emergency Management and Civil Protection Act, 1990

Please be advised that the Council of the Corporation of the Town of Lincoln at its Council Meeting held on December 13, 2023, passed the following motion regarding Comprehensive Review and Overhaul of the Emergency Management and Civil Protection Act, 1990:

Resolution No.: RC-2023-161

Moved by Deputy Mayor/Councillor JD Pachereva; Seconded by Mayor Easton

WHEREAS the *Emergency Management and Civil Protection Act, 1990*, and its regulations were established to provide a framework for managing emergencies and civil protection in Ontario and has remained largely unchanged for nearly 20 years; and

WHEREAS municipalities across the Province of Ontario are encountering a range of emerging situations that are diverse and increasingly complex that were not adequately envisioned when the *Act* was drafted; and

WHEREAS the evolving nature of emergencies, including but not limited to pandemics, cyber threats, climate-related events, mental health crises, and homelessness, requires a modernized and comprehensive legislative framework to empower municipalities to effectively respond and protect their communities;

WHEREAS the ability for municipalities to share emergency management resources and services (e.g., two or more municipalities sharing a Community Emergency Management Coordinator) is effectively impeded by restrictive language in the *Act* and regulations, which leads to inefficiencies, duplication of

efforts, and impediments to the ability of municipalities to maintain robust emergency management programs in their respective communities; and

WHEREAS the evolving nature of emergencies and crises requires an updated and comprehensive approach to ensure the *Act* effectively addresses modern challenges and address gaps in the current legislation; and

WHEREAS a thorough review and overhaul of the *Act* and its regulations will enhance the capacity of municipalities to prevent, mitigate, prepare, respond and recover from various unforeseen and emergent circumstances; and

THEREFORE, BE IT RESOLVED THAT Town of Lincoln Council urges the Province of Ontario to engage in a consultative process with municipalities, emergency management professionals, and relevant stakeholders to gather input and insights for the development of updated legislation that reflects the current needs and realities of local communities; and

FURTHER RESOLVED THAT Town of Lincoln Council and its staff will actively collaborate with the Province of Ontario during the review process, providing necessary information, feedback, and expertise to contribute to the development of a robust and effective emergency management framework; and

FURTHER RESOLVED THAT Town of Lincoln Council request the Provincial Government to undertake a comprehensive review and overhaul of the *Emergency Management and Civil Protection Act, 1990*, and its regulations to better align with the current and future needs of municipalities in addressing emergent and evolving situations; and

FURTHER RESOLVED THAT this resolution be communicated to the Provincial Government, emphasizing the urgency and importance of this undertaking in safeguarding the well-being and safety of our communities and Town of Lincoln Council encourages other municipalities to adopt similar resolutions in support of this critical initiative;

AND FURTHER RESOLVED THAT a copy of this resolution be circulated to the Premier of Ontario, the Minister of Municipal Affairs and Housing and Treasury Board Secretariat, and Minister of Small Business and Red Tape Reduction, Niagara four MPs; Niagara's four MPPs; the Association of Municipalities of Ontario (AMO); the Federation of Canadian Municipalities (FCM), the Regional Municipality of Niagara and the 12 Local Area Municipalities in Niagara.

CARRIED

If you require any additional information, please do not hesitate to contact the undersigned.

Regards,

Julie Kirkelos
Town Clerk
jkirkelos@lincoln.ca

JK/dk

C.c. Minister of Municipal Affairs and Housing
Treasury Board Secretariat
Minister of Small Business and Red Tape Reduction
Niagara Area MPs and MPPs
Association of Municipalities of Ontario (AMO)
Federation of Canadian Municipalities (FCM)
Region of Niagara
Local Area Municipalities



19 Holland Rd W. RR.#1
Kakabeka Falls, ON POT 1W0

www.conmee.com

On December 19th 2023, Council passed the following resolution at its regular meeting:

RESOLUTION 2023-0247

Moved by Councillor Arnold

Seconded by Councillor Halvorsen

WHEREAS duly elected Officials of a Municipality, or a Township are expected to be above reproach and to conduct themselves with integrity, truth, justice, honesty, transparency and courtesy.

AND WHEREAS there are people of dubious character who have a Criminal Record, having been convicted of a Federal Offence of any of the Federal Statutes of Canada, but not limited to the Criminal Code or Narcotic Control Act, who are currently on Council of a Municipality or have let their name stand for election for Mayor, Reeve or Councillor as a municipal candidate.

NOT WITHSTANDING the provisions of the Ontario Human Rights Code

THEREFORE BE IT RESOLVED that the Township of Conmee lobby the Provincial Government to amend The Municipal Act and Municipal Elections Act, as may be, so that people with a criminal record who have not had their record pardoned from the RCMP Data Base by order of the Governor General of Canada, be prohibited from becoming a candidate in municipal elections or holding office in municipal council

AND THAT an elected local government official be disqualified from office upon conviction of a criminal offense and must resign

AND THAT Council of the Township of Conmee direct the Clerk to send a copy of this resolution to the Ontario Premier Doug Ford, Attorney General Doug Downey, Solicitor General Michael Kerzner, Minister of Municipal Affairs Paul Calandra, MPP Kevin Holland, MPP and Leader of the Official Opposition Marit Stiles, MPP and Critic of the Attorney General Kristyn Wong-Tam, MPP and Critic of Solicitor General John Vanthof, MPP and Critic of Municipal Affairs Jeff Burch, Association of Municipalities of Ontario, Rural Ontario



19 Holland Rd W. RR.#1
Kakabeka Falls, ON POT 1W0

www.conmee.com

Municipal Association, Northern Ontario Municipal Association, Thunder Bay District
Municipal League, and all Ontario municipalities

CARRIED

December 22, 2023

CL 16-2023, December 14, 2023

PWC 11-2023, December 5, 2023

PW 53-2023, December 5, 2023

LOCAL AREA MUNICIPALITIES

SENT ELECTRONICALLY

Waste Management By-law Update

PW 53-2023

Regional Council, at its meeting held on December 14, 2023, passed the following recommendation of its Public Works Committee:

That Report PW 53-2023, dated December 5, 2023, respecting Waste Management By-law Update, **BE RECEIVED** and the following recommendations **BE APPROVED**:

1. That By-law No. 2022-32 being A By-law to Regulate the use of the Waste Management System for The Regional Municipality of Niagara (short title being the "Waste Management By-law"), as amended, **BE FURTHER AMENDED** to reflect the changes set out in in Appendix 1 of Report PW 53-2023;
2. That the necessary amending By-law **BE PREPARED** and **PRESENTED** to Council for consideration; and
3. That Report PW 53-2023 and a final copy of the consolidated By-law, **BE CIRCULATED** to the Local Area Municipalities for information.

A copy of PW 53-2023 and By-law No. 2023-91 are enclosed for your reference.

Yours truly,



Ann-Marie Norio

Regional Clerk

js

CLK-C 2023-144

cc: M. Singzon, Manager, Collection & Diversion Operations
N. Coffey, Executive Assistant to the Commissioner, Public Works
T. Ricketts, Commissioner, Public Works

Subject: Waste Management By-law Update

Report to: Public Works Committee

Report date: Tuesday, December 5, 2023

Recommendations

1. That By-law No. 2022-32 being A By-law to Regulate the use of the Waste Management System for The Regional Municipality of Niagara (short title being the “Waste Management By-law”), as amended, **BE FURTHER AMENDED** to reflect the changes set out in in Appendix 1 of Report PW 53-2023;
2. That the necessary amending By-law **BE PREPARED** and **PRESENTED** to Council for consideration; and
3. That Report PW 53-2023 and a final copy of the consolidated By-law, **BE CIRCULATED** to the Local Area Municipalities for information.

Key Facts

- The purpose of this report is to seek Committee’s approval to amend the Waste Management By-law.
- The Blue Box Regulation under the provincial Resource Recovery and Circular Economy Act, 2016 assigns responsibility for the residential Blue Box program operations to the producers, including collection with all Ontario communities transitioning between July 1, 2023, and December 31, 2025. Niagara Region’s transition date is January 1, 2024.
- On July 20, 2023, Niagara Region Council approved the recommendation not to continue to provide curbside recycling services to ‘eligible’ properties as defined in the Blue Box regulation (i.e., residential, and multi-residential properties and non-profit long-term care and retirement homes, schools, and some public spaces) on behalf of producers starting January 1, 2024.
- On September 21, 2023, Niagara Region Council approved the continuation of the co-collection of recyclables from ‘non-eligible sources’, as defined in the Blue Box Regulation (i.e., industrial, commercial, institutional properties) during the transition period of January 1, 2024, to December 31, 2025.

- The recommended updates to the Waste Management By-law are required to reflect the change in service delivery under the new provincial Blue Box Regulation and the change in Niagara Region's scope of responsibility as of January 1, 2024.
- Further updates may be required to the Waste Management By-law in 2024 pending the outcome of Continuous Improvement Fund's (CIF) work that is currently being completed on behalf of municipalities.

Financial Considerations

There are no anticipated financial implications with the proposed updates of this By-law.

Analysis

Waste Management By-law

The purpose of the Waste Management By-law is to regulate and control the use of Niagara Region's waste management system. Since coming into effect in October 1999, the Waste Management By-law has regularly been revised to improve clarity of by-law provisions and reflect changes to waste programs, collection services and requirements.

The recommended update to the Waste Management By-law is required to reflect the change in service delivery under the new provincial Blue Box Regulation and the change in Niagara Region's scope of responsibility as of January 1, 2024.

Changes to the existing Waste Management By-law are required in the following sections:

- Part I (Definitions) require amendments to existing terms and addition of new terms to be defined related to the new Blue Box Regulation.
- Part II (Collection Services) require amendments to sections pertaining to Blue Box and Grey Box Material collection and improve existing wording.
- Part III (Collection Restriction and Responsibilities) require amendments to reflect that the Region is no longer responsible for residential Blue Box and Grey Box Material and improve existing wording.
- Part IV (Regional Drop Off Locations) and Part V (Regional Drop Off Location Restriction and Responsibilities) require changes in the requirements for Material drop off at the Region's public drop off depots.

- In Part IX (General) to provide updated contact information for customer service.
- Table 2 (Recycling Container Limits) of Schedule A of the By-law is required to be updated to reflect the change in Niagara Region's scope of responsibility for Blue Box and Grey Box recycling collection.

The recommended changes to the Waste Management By-law are presented in Appendix 1.

Following the completion of CIF's work and any further knowledge sharing, staff will consider whether any further updates are required to the Waste Management By-law. The CIF's mandate is to improve the effectiveness and efficiency of Ontario's municipal Blue Box programs, however, more recently, their focus has been assisting municipalities with issues related to the Blue Box transition, including the need to refresh municipal waste management by-laws as a result of the sweeping changes to the blue box program.

Additionally, future updates may be necessary to reflect the prevailing landscape of the provincial Blue Box Regulation as of January 1, 2026 (post transition period), which will present the opportunity to incorporate lessons learned and future Council directions.

Alternatives Reviewed

The alternative considered was to maintain status quo and a "wait and see" approach to gather more information following Niagara Region's transition on January 1, 2024, before implementing an amendment to the Waste Management By-law. In doing so, any lesson learned, and future Council directions can be incorporated. This alternative is not recommended because of the significant need to define Niagara Region's scope of responsibility with respect to delivering waste management services and incorporate changes to the Blue and Grey Box recycling collection program as of January 1, 2024.

Relationship to Council Strategic Priorities

The amendments to the Waste Management By-law are part of the continuous improvement process that is responsive to changing regulatory requirements and opportunities to improve the delivery of standard level of waste management services which supports Council Strategic Priority of an Effective Region.

Other Pertinent Reports

PW 34 -2020 Solid Waste Management By-Law Update

PW 19-2022 Waste Management System By-law

Prepared by:

Mariano Singzon
Manager, Collection & Diversion Ops.
Waste Management Services, Public
Works

Recommended by:

Terry Ricketts
Commissioner
Public Work

Submitted by:

Ron Tripp, P.Eng.
Chief Administrative Officer

This report was prepared in consultation with Brian Wilson, Legal Counsel, and reviewed by Renee Muzzell, Manager, Program Financial Support and Catherine Habermehl, Director, Waste Management Services

Appendices

Appendix 1 Proposed Changes to Waste Management By-law

Proposed Changes to Waste Management By-law (By-law 2022-32)

1. In Part I – Definitions

- a) Delete section 1.4 and replace with "As Designated" means as designated by the Region from time to time by the Commissioner of Public Works or their designate. It is anticipated that the Region's diversion programs, and related requirements will continue to evolve as new methods and Materials emerge. These changes will be implemented on an "As Designated" basis.
- b) Delete section 1.5 and replace with "Blue Box" means a collection container available from the Region or approved alternative as set out in Section 8 of this By-law or As Designated, used to set out Blue Box Material for collection under the Region's diversion program.
- c) Delete section 1.6 and replace with "Blue Box Material" means packaging or packaging-like products as defined under Ontario Regulation 391/21, as amended from time to time, accepted for curbside collection or accepted as part of the Region's diversion program under its drop off depot service. The Blue Box Material(s) are Plastic Packaging, Metal Packaging, Glass Packaging including gable top containers and aseptic containers.
- d) Delete section 1.8 (g) and replace with "glass packaged in cardboard and labelled glass".
- e) Delete section 1.10 and replace with "Cart" means an approved container as set out in section 8, 10 and 11 of this By-law or As Designated, used to set out Blue Box and Grey Box Material for Types C-F Premises, or Green Bin Material for Types B-F Premises as set out in Schedule "A" to this By-Law."
- f) Insert new definition as new section 1.15 "Common Collection System" means the province-wide collection system for collecting Blue Box and Grey Box materials that is operated by Producer Responsibility Organizations (or PROs) on behalf of producers.
- g) Delete section 1.18 and replace with "'Construction, Renovation and Demolition" Material includes but is not limited to windows, tile, drywall, lumber, doors, metal, PVC pipe and other building Materials As Designated by the Region.
- h) Insert new definition as section 1.26 "Eligible Source" means any residence or facility in an eligible community (i.e., residences, multi-residential properties, residential component of mixed-use properties,

some schools, some public spaces and some long-term care and retirement homes)., as defined in O. Reg. 391/21 as amended from time to time for the purpose of determining eligibility in the province's full producer responsibility Common Collection System.

- i) Change section 1.31 to include (i.e. not torn in half) in the definition of "Garbage Tags."
- j) Change section 1.34 to strike out "dryer lint" in the definition of "Green Bin Material."
- k) Delete section 1.35 and replace with "Grey Box" means a collection container available from the Region or approved alternative as set out in Section 11 of this By-law or As Designated, used to set out Grey Box Material under the Region's diversion programs.
- l) Delete section 1.36 and replace with "Grey Box Material" means packaging and packaging like products defined under Ontario Regulation 391/21, as amended from time to time, accepted for curbside collection or accepted as part of the Region's diversion program. The Grey Box Material(s) are Paper Products and Paper Packaging including paper laminates, kraft paper carry-out bags, kraft paper – non-laminated, corrugated cardboard, boxboard and other paper packaging.
- m) Delete term "Large Rigid Plastics and reinsert term as new section 1.63 "Rigid Plastic" means hard plastic items that are not accepted for Curbside Collection but are accepted as part of the Region's diversion programs for drop off depot service only such as but not limited to discarded and broken recycling containers, buckets, pails, pots, crates, trays, baskets, totes, toys, pools, furniture, chairs and car seats with no other parts, metal or Material attached. Rigid plastic items do not include plastic coolers, piping, siding or any plastic that also contain or have attached any wood, metal, insulation, rubber and non-plastic components. Batteries must be removed.
- n) Change section 1.44 to strike out the "recycle" and replace with "divert from disposal".
- o) Delete section 1.47 (e) and replace with motor vehicles or automotive parts including tires.
- p) Insert new definition as new section 1.56 "Producer Responsibility Organization (PRO)" means private enterprises established to contract with producers to meet their obligations under the Blue Box regulation which includes establishing or operating a collection and management

system, promotion and education system, preparing and submitting reports, customer service and representing producers for any purposes under the extended producer responsibility under the new Blue Box Regulation (O.Reg 391/21 as amended from time to time). Circular Materials Ontario (CMO) has been selected as the lead PRO in the province to oversee the new Blue Box program on behalf of the producers.

2. In Part II – Collection Services

- a) Under section 2 “General Collection Provision”,
 - i. Add new subsection 2.2 “As of January 1, 2024, the Region will transition to extended producer responsibility and will no longer provide Blue Box and Grey Box collection services for Eligible sources under the provincial Common Collection System”;
- b) Under section 5 “Brush”
 - i. Delete subsection 5.2 and replace with Brush are only collectable from a Type A Premises as defined in Schedule “A” to this By-law. Further information on the collection of Bulky Goods is available from the sources noted in Section 54 of this By-law.
- c) Under section 6 “Bulky Goods”
 - i. Delete subsection 6.1 and replace with “Bulky Goods are only collectable from a Type A Premises as defined in Schedule “A” to this By-law. Further information on the collection of Bulky Goods is available from the sources noted in Section 54 of this By-law.”
 - ii. Delete subsection 6.3 and replace with “The Owner must arrange in advance with the Region's collection contractor for the scheduled collection of Bulky Goods As Designated. Information on how to schedule collection is available from the sources noted in Section 54 of this By-law.”
 - iii. Delete subsection 6.7 and replace with “Glass, not including windows, are collectable as Bulky Goods if:
 - a. placed in a separate, sturdy, walled container to be collected with its glass shard contents, and secured so as to remain closed and to protect the safety of collection personnel;
 - b. labelled appropriately (i.e. "Glass"); and
 - c. large glass pieces (greater than 1.5ft by 1.5ft) must be removed from any bulky item, packaged or wrapped separately in a cardboard, bubble wrap or another approved

packaging Material, and appropriately labelled (i.e. " Glass") to protect the safety of collection personnel."

- d) Under section 7 "Christmas Trees"
 - i. Delete subsection 7.1 and replace with "Christmas Trees shall be set out for Curbside collection without wrapping, bagging, tinsel, lights or any other decorations, in accordance with the schedule of collection days and times As Designated. Further information on the collection of Christmas Trees is available from the sources noted in Section 54 of this By-law."
- e) Under section 8 "Blue Box Material"
 - i. Delete subsection 8.1 (a) i and replace with "in designated recycling containers (Blue Box/Cart) only for Type C-F Premises as set out in Schedule "A" to this By-law available from the Region; or
 - ii. Delete subsection 8.1 (a) ii and replace with "in a Cart only for Type C-F Premises as set out in Schedule "A" to this By-law for"; or
 - iii. Delete subsection 8.1 (a) iv "in transparent plastic bags"; or
 - iv. Delete subsection 8.1 (b) iii and replace with "Carts for Type C-F Premises are exempt from 8.1 (b) (i) and (b) (ii)"; and
 - v. Delete subsection 8.3 and replace with "Further information on the collection of Blue Box Materials is available from the sources noted in Section 54 of this By-law."
- f) Under section 9 "Leaf and Yard Material"
 - i. Delete subsection 9.4 and replace with "Further information on the collection of Leaf and Yard Material is available from the sources noted in Section 54 of this By-law."
- g) Under section 10 "Green Bin Material"
 - i. Delete subsection 10.5 and replace with "Further information on the collection of Green Bin Material is available from sources noted in Section 54 of this By-law."
- h) Under section 11 "Grey Box Material"
 - i. Delete subsection 11.1 (a) i and replace with "in designated recycling containers (Grey Box/Cart) only for Type C-F Premises as set out in Schedule "A" to this By-law available from the Region; or
 - ii. Delete subsection 11.1 (a) ii and replace with "in a Cart only for Type C-F Premises as set out in Schedule "A" to this By-law"; or

- iii. Delete subsection 11.1 (a) iv “in transparent plastic bags”; or
 - iv. Delete subsection 11.1 (b) iii and replace with “Carts for Type C-F Premises are exempt from section 11.1 (b) (i) and (b) (ii)”;
 - v. Delete subsection 11.3 and replace with “Further information on the collection of Grey Box Material is available from sources noted in Section 54 of this By-law.”
- i) Under section 13 “Collection Limits and Procedure for Garbage Exemptions”
- i. Delete subsection 13.1 (b)(iii) and replace with “Information on Garbage Tags is available from the sources noted in Section 54 of this By-law.”
 - ii. Delete subsections 13.2 (a) and replace with “for Type A Premises, As of January 1, 2024, the Region will no longer provide Blue Box and Grey Box collection services for this property type and this will be under the provincial Common Collection System.”
 - iii. Delete subsection 13.2 (b) and replace with for “Type B Premises, As of January 1, 2024, the Region will no longer provide Blue Box and Grey Box collection services for this property type and this will be under the provincial Common Collection System”.
 - iv. Delete subsection 13.2 (c) and replace with “for Type Cand D Premises, an Owner may set out for collection unlimited Blue and Grey Boxes or Carts, but will be subject to review by the Region to ensure that efficient and cost effective services are maintained.”
 - v. Delete subsection 13.2 (d) and replace with “for Type E and F Premises, an Owner may set out for collection up to a combined total of eight (8) Blue and Grey Carts or the equivalent number of units as determined solely by the Region. Type E Premises that consistently exceed the eight (8) Cart equivalent limit with Boxes or bundles, as solely determined by the Region, will be encouraged to use Carts. If the Owner of a Premises fails to switch to Cart collection, despite the Region's attempts to encourage the switch, the Region may, at their discretion, and upon written notice to the Owner, cease collection from the Premises until such time as the property switches to adequate Cart collection, to the satisfaction of the Region”.
 - vi. Delete subsection 13.4 and replace with “In all cases, except for the provision under section 2.2, the Material collected during collection

must be Material generated at the self-contained unit for Type A Premises or on the Premises for Type B-F Premises.”

- vii. Delete subsection 13.6 and replace with “To be eligible for Garbage collection services, Premises that are eligible to receive recycling collection services under the provincial Common Collection System must utilize the provincial recycling collection program and the Region’s organics collection services. Premises which are not eligible to participate in the provincial recycling collection program under the provincial Common Collection System must utilize both the Region’s Blue/Grey Box Material and Green Bin Material collection service. This applies to both base and enhanced service, where applicable.”
- viii. Delete subsection 13.8 and replace with “Any Type C-F Premises, as shown in Schedule “A”, which is not eligible to receive recycling collection services under the provincial Common Collection System that retain private service for Blue or Grey Box Material collection will not be eligible for Regional collection services. An exemption to this clause applies for regional and municipal facilities, Regional Agencies, Boards and Commissions, as well as Registered Charities, subject to application and approval by the Region.”

3. In Part III – Collection Restrictions and Responsibilities

a) Under section 14 “Collection Restrictions and Responsibilities”

- i. Delete subsection 14.2 and replace with “The Owner of Premises shall set out for collection the Classes of Collectable Material at the locations as shown in Section 15, in the manner of, and in accordance with the schedules of collection days As Designated. See Section 54 of this By-law for further sources of schedule and Material preparation information.”

b) Under section 19 “Ownership”

- i. Delete subsection 19.1 and replace with “Except for Blue Box and Grey Box Material that are collected under the provincial Common Collection System, all other properly prepared and separated Collectable Material set out within the designated times becomes the property of the Region upon pick-up or other receipt by authorized employees or contractors of the Region.”

4. In Part IV – Regional Drop Off Location
 - a) Under section 24 Acceptable Drop-off/Recycling Material
 - i. Delete subsection 24.2 and replace with “There may be locations where less than this full list may be Acceptable. Consult the sources listed in Section 54 for further information.”
 - b) Under section 25 Acceptable Composting Material
 - i. Delete subsection 25.2 and replace with “There may be locations where less than this full list may be Acceptable. Consult the sources listed in Section 54 for further information.”
 - c) Under section 35 “Refusal”
 - i. Delete subsection 35.1 and replace with “The Region reserves the right to refuse to accept for drop-off any Material for operational and material handling reasons.”
5. In Part V – Regional Drop Off Location Restriction and Responsibilities
 - a) Delete subsection 35.1 and replace with “The Region reserves the right to refuse to accept for drop-off any Material for operational and/or material handling reason.”
 - b) Add subsection 35.2 “The Region reserves the right to refuse to accept for drop-off Acceptable Blue Box and Grey Box Material or Household Hazardous Waste Material of large commercial quantity as determined by the Region.”
6. In Part IX – General
 - a) Under section 54 “Further Information on Material Preparation”
 - i. Delete subsection 54.1 and replace with “More detailed instructions on preparation of Material for collection or drop off at a Regional Drop-Off Location are available on the Region's website at www.niagararegion.ca or in publications updated and distributed by the Region from time to time or by contacting the Waste Info-line Monday to Friday, 8:30am – 4:30pm, at 905-356-4141 or Toll-free at 1-800-594-5542.
 - ii. Add subsection 54.2 More detailed instructions on preparation of Blue Box Material and Grey Box Material not collected by the Region and falls under the Provincial Common Collection System along with related customer service inquiries are available at the Producer Responsibility Organization (PRO) website circularmaterials.ca/on

7. That Table 2 (Recycling Container Limits) of Schedule A of By-law 2022-32 be deleted and replaced with the following:

Table 2: Recycling Container Limits

Type of Premises (as Assessed by MPAC or as defined under O. Reg. 391/21)	Container Limit	Collection Frequency
C. Premises used for one or more institutional, commercial or industrial purposes inside Designated Business Area and Bed and Breakfasts with four (4) or more bedrooms inside Designated Business Areas.	Unlimited	Weekly
D. Mixed use Premises used for one or more institutional, commercial or industrial and residential purposes inside Designated Business Area.	Commercial Component Only: Unlimited Residential Component: Provided through the Provincial Common Collection System.	Weekly
E. Premises used for one or more institutional, commercial or industrial purposes outside Designated Business Area and Bed and Breakfasts with four (4) or more bedrooms outside Designated Business Areas are Type E Premise.	Combined limit of the eight (8) Blue and Grey Carts or the equivalent in Blue and Grey Boxes as determined solely by the Region.	Weekly

Type of Premises (as Assessed by MPAC or as defined under O. Reg. 391/21)	Container Limit	Collection Frequency
<p>F. Mixed use Premises used for one or more institutional, commercial or industrial and residential purposes outside Designated Business Area.</p>	<p>Commercial Component Combined limit of the eight (8) Blue and Grey Carts or the equivalent in Blue and Grey Boxes as determined solely by the Region.</p> <p>Residential Component: Provided through the Provincial Common Collection System.</p>	<p>Weekly</p>

Bill No. 2022-32

Authorization Reference: PWC 4-2022;

Minute Item 6.1

Amended by By-law No. 2022-60

CL 15-2022;

Minute Item 9.1.1

Amended By By-law No. 2023-91

PWC 11-2023

Minute Item 5.3

THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. 2022-32

A BY-LAW TO REGULATE THE USE OF THE WASTE MANAGEMENT SYSTEM FOR THE REGIONAL MUNICIPALITY OF NIAGARA

WHEREAS on April 11, 1996, Regional Council adopted By-laws 8280-96, 8281-96 and 8282-96 to assume from the twelve area municipalities all waste management powers conferred by any Act upon the area municipalities;

WHEREAS Section 11(3) of the *Municipal Act, 2001*, S.O. 2001, c.25, provides that an upper tier municipality may pass By-laws respecting waste management subject to the requirements set out in the Act;

WHEREAS Section 227 of the *Municipal Act, 2001*, provides that it is the role of the officers and employees of the municipality to carry out duties required under this or any other Act and other duties as assigned by the municipality;

WHEREAS Section 425 of the *Municipal Act, 2001* provides that a municipality may pass by-laws providing that a person who contravenes a by-law of the municipality passed under this Act is guilty of an offence;

WHEREAS Section 446(1) of the *Municipal Act, 2001* provides that if a municipality has the authority under this, or any other Act, or under a by-law under this Act, or any other Act, to direct or require a person to do a matter of thing, the municipality may also provide that, in default of it being done by the person directed or required to do it, the matter or thing shall be done at the person's expense;

WHEREAS Section 446(3) of the *Municipal Act, 2001* provides that the municipality may recover the costs of doing a matter or thing under subsection 446(1) from the person directed or required to do it, by action or by adding the costs to the tax roll and collecting them in the same manner as property taxes;

WHEREAS By-law No. 2017-56 was passed by Regional Council on May 15, 2017, and this by-law has been in place to regulate the use of the waste management system for The Regional Municipality of Niagara;

Bill No. 2022-32

Authorization Reference: PWC 4-2022;

Minute Item 6.1

Amended by By-law No. 2022-60

CL 15-2022;

Minute Item 9.1.1

Amended By By-law No. 2023-91

PWC 11-2023

Minute Item 5.3

WHEREAS By-law No. 2017-113 was passed by Regional Council on December 7, 2017, being a by-law to amend By-law No. 2017-56, and By-law No. 2020-62, was passed by Regional Council on September 17, 2020, being a by-law to amend By-law No. 2017-56; and By-law No. 2021-06, was passed by Regional Council on January 21, 2021, being a by-law to amend By-law No. 2017-56;

WHEREAS legislative updates have occurred, along with a desire to repeal and replace By-law No. 2017-56 with this By-law;

NOW THEREFORE the Council of The Regional Municipality of Niagara enacts as follows:

PART I - DEFINITIONS

1. The following terms are defined for purposes of this By-law:
 - 1.1 "Agencies, Boards and Commissions" means a self-governing organization that delivers services for the Region, including Niagara Regional Housing, Niagara Regional Police Service and Niagara Peninsula Conservation Authority.
 - 1.2 "Amnesty Week" means the two (2) weeks that follow Christmas Day where, in addition to the regular Garbage limit, selected Premises can place additional Garbage to the curb for collection without a Garbage Tag on the regular Garbage collection day(s).
 - 1.3 "Area Municipality" means any one of the municipalities or corporations of the Town of Fort Erie, Town of Grimsby, Town of Lincoln, City of Niagara Falls, Town of Niagara-on-the-Lake, Town of Pelham, City of Port Colborne, City of St. Catharines, City of Thorold, Township of Wainfleet, City of Welland, or Township of West Lincoln.
 - 1.4 "As Designated" means as designated by the Region from time to time by the Commissioner of Public Works or their designate. It is anticipated that the Region's diversion programs, and related requirements will continue to evolve as new methods and Materials emerge. These changes will be implemented on an "As Designated" basis.

- 1.5 "Blue Box" means a collection container available from the Region or approved alternative as set out in Section 8 of this By-law or As Designated, used to set out Blue Box Material for collection under the Region's diversion program.
- 1.6 "Blue Box Material" means packaging or packaging-like products as defined under Ontario Regulation 391/21, as amended from time to time, accepted for curbside collection or accepted as part of the Region's diversion program under its drop off depot service. The Blue Box Material(s) are Plastic Packaging, Metal Packaging, Glass Packaging including gable top containers and aseptic containers.
- 1.7 "Brush" means woody Material including twigs, tree limbs or branches.
- 1.8 "Bulky Goods" means large household items which are Collectable Material that cannot fit into a normal Garbage Container and may be overweight (excluding construction/demolition Material). Some examples include, but are not limited to, the following:
- (a) artificial Christmas trees;
 - (b) box spring, mattress, and bed frame;
 - (c) carpet or rugs in compact rolls/bundles not exceeding 1.5 metres (4.5 ft) in length and 0.76 metres (2.5 ft) in diameter and tied;
 - (d) couches, sofa, chair;
 - (e) floor lamps;
 - (f) furniture (for example, tables, cabinets, dressers);
 - (g) glass packaged in cardboard and labelled "glass";
 - (h) large toys;
 - (i) pool cover and solar blankets in compact rolls/bundles not exceeding 1.5 metres (4.5 ft) in length and 0.76 metres (2.5 ft) in diameter and tied;

- (j) toilets or sinks that are individual and not part of construction and demolition;
 - (k) other collectable Material that cannot fit in a garbage container;
 - (l) water softening units; and
 - (m) other household items, as designated by the Region.
- 1.9 "By-law" means this by-law and any schedule(s) and/or appendices to this By-law as they may be amended from time to time.
- 1.10 "Cart" means an approved container as set out in section 8, 10 and 11 of this By-law or As Designated, used to set out Blue Box and Grey Box Material for Types C-F Premises, or Green Bin Material for Types B-F Premises as set out in Schedule "A" to this By- Law.
- 1.11 "Care and Control" means Material shall be deemed to have been within the care and control of a Person at a point in time if the Material included any Material typically associated with or used by that Person and shall include but is not restricted to the following Materials:
- (a) mail and other paper products bearing the name, address or other identifying characteristics typically associated with that Person;
 - (b) Material that can on a balance of probabilities be shown to have been purchased by that Person;
 - (c) Material that can on a balance of probabilities be shown to have originated from Premises with respect of which a Person is considered an Owner and during the time the Person was considered an Owner; or
 - (d) Materials that can on a balance of probabilities be shown to have been transported in a motor vehicle owned or under the Care and Control of the Person.
- 1.12 "Christmas Trees" means naturally grown evergreen trees without tinsel, decorations, ornaments or tree lights.

- 1.13 "Christmas Trees, Artificial" means trees manufactured from manmade Material.
- 1.14 "Collectable" means Material which may be collected at Curbside or a collection point approved by the Region pursuant to this By-law.
- 1.15 "Communal Collection Point" means a collection point approved or as determined by the Region that is authorized for the use of more than one Premises.
- (a) "Common Collection System" means the province-wide collection system for collecting Blue Box and Grey Box materials that is operated by Producer Responsibility Organizations (or PROs) on behalf of producers.
- 1.16 "Composter" means a container available from the Region or any enclosure with a lid for the purpose of decomposing Leaf and Yard Material and/or Green Bin Material by aerobic decay or bacterial action.
- 1.17 "Construction, Renovation and Demolition" Material includes but is not limited to windows, tile, drywall, lumber, doors, metal, PVC pipe and other building Materials As Designated by the Region.
- 1.18 "Council" means the elected Council of The Regional Municipality of Niagara.
- 1.19 "Curbside" means the area directly in front of an Owner's Premises as close as possible to the travelled portion of the road without obstructing or interfering with the travelled portion of the road or any sidewalk. It normally extends 1.2 m (four (4) feet) rearward from the travelled portion of the road.
- 1.20 "Designated Business Area" means an area designated by the Area Municipality to receive alternate collection services compared to residential or other industrial, commercial and institutional services.
- 1.21 "Dwelling Unit" means a place of residence designed or intended for habitation by one (1) or more persons with its own culinary and sanitary facilities which are provided for the exclusive use of the person or persons

who reside therein. If an Owner disagrees with the number of units contained within the Premises as assessed, it is up to the Owner to provide proof of the actual number of legally existing individual units within the Premises. In the absence of provision of proof to the satisfaction of the Region, the limit for the Premises in question shall be as determined by the Region.

1.22 "Electrical and Electronic Equipment (EEE)" means electrical and electronic equipment that, (a) is designed for use with an electrical current and a voltage rating not exceeding 1,000 volts for alternating current and 1,500 volts for direct current, (b) weighs no more than 250 kilograms, and (c) is not intended to be used permanently as part of a building or a structure at a pre-defined and dedicated location, as defined in Ontario Regulation 522/20: Electrical and Electronic Equipment under the *Resource Recovery and Circulate Economy Act, 2016*, S.O. 2016, c.12, Sched. 1, or any successor legislation, including but not limited to the following:

- a) computers;
- b) printers (desktop and floor-standing), including printer cartridges;
- c) video gaming devices;
- d) telephones, including cellular phones;
- e) display devices;
- f) radios and stereos, including after-market vehicle stereos;
- g) headphones;
- h) speakers;
- i) cameras, including security cameras;
- j) video recorders;
- k) drones with audio or visual recording equipment;

- l) peripherals and cables used to support the function of information technology, telecommunications and audio visual equipment, including charging equipment;
 - m) parts of information technology, telecommunications and audio visual equipment sold separately, such as hard drives;
 - n) handheld point-of-sale terminals or devices; and
 - o) musical instruments and audio recording equipment.
- 1.23 "Eligible Property" means a Premises of Types A, B, C, D, E or F as set out in Section 13 and Schedule "A" to this By-law where:
- (a) container limits set out in Schedule "A" can be abided by in the normal course of waste generation activity;
 - (b) the Owner(s) of the Premises are in compliance with this By-law; and
 - (c) the only Material set out for collection is Material generated on that Premises.
- 1.24 "Environmental Protection Act" means the *Environmental Protection Act*, R.S.O. 1990, Ch. E.19, or any successor legislation.
- 1.25 "Friendly Reminder" and "Final Friendly Reminder" means a written notice by the Region, in a form similar to that set out in Schedule B to this By-law or As Designated, which is delivered to an Owner, or left in a visible location, which can be readily seen at the Premises, or in a mailbox, to address Non-Compliance.
- 1.26 "Garbage" means all non-hazardous, solid, residual waste which, for purposes of collection or drop-off at a Regional Drop-Off Location, does not fall within a recyclable class of Material as set out in Subsection 3.1(a) or elsewhere in this By-law and such other Material As Designated. It does not include Grass Clippings.
- (a) "Eligible Source" means any residence or facility in an eligible community (i.e., residences, multi-residential properties, residential

component of mixed-use properties, some schools, some public spaces and some long-term care and retirement homes)., as defined in O. Reg. 391/21 as amended from time to time for the purpose of determining eligibility in the province's full producer responsibility Common Collection System.

- 1.27 "Garbage Container" means a waterproof opaque bag, receptacle, can, bin, or such other container As Designated, for the storing and setting out of Garbage for collection. It does not include cardboard boxes.
- 1.28 "Garbage Exemptions" mean exemptions as set out in Section 13 to the approved Garbage Container limits as shown in Schedule "A".
- 1.29 "Garbage Tag" means a tag that can be purchased from the Region or authorized vendor and affixed and untampered (i.e. not torn in half) to the neck of a waterproof bag or on top of the bag situated on the top in the Garbage Container to allow additional limit of Garbage to be set out for collection. Only Type A Premises as defined in Schedule "A" of this By-law can use a Garbage Tag.
- 1.30 "Grass Clippings" means vegetation consisting of typically short plants with long, narrow leaves, growing wild or cultivated on lawns and pastures, which are the cut portions of grass, that are left behind or captured in a grass catcher; but does not include weed-type plants, such as "crab grass", where the whole plant is removed, including its root system.
- 1.31 "Green Bin Container" means a container such as a Green Bin, Carts or the smaller Kitchen Catcher available from the Region, or other rigid reusable closed or open-top container clearly labelled with handles used for storing and setting out Green Bin/Cart Material.
- 1.32 "Green Bin Material" means compostable organic Material collected under the Green Bin program As Designated by the Region, including but not limited to food waste (such as meat, bones, shells, tea bags), pumpkins, tissue paper, paper towels and napkins, paper egg cartons, 100% compostable paper cups and plates, soiled newspaper, cold fireplace ashes, brown paper bags, saw dust, wood shavings, paper takeout trays,

kitty litter and Pet Waste. It does not include Grass Clippings or Liquid Material.

- 1.33 "Grey Box" means a collection container available from the Region or approved alternative as set out in Section 11 of this By-law or As Designated, used to set out Grey Box Material under the Region's diversion programs.
- 1.34 "Grey Box Material" means packaging and packaging like products defined under Ontario Regulation 391/21, as amended from time to time, accepted for curbside collection or accepted as part of the Region's diversion program. The Grey Box Material(s) are Paper Products and Paper Packaging including paper laminates, kraft paper carry-out bags, kraft paper – non-laminated, corrugated cardboard, boxboard and other paper packaging.
- 1.35 "Household Hazardous Waste Drop-Off Depots" means those locations as noted on the Region's website, which may be updated from time to time, but which includes:
- (a) Niagara Road 12 Landfill;
 - (b) Humberstone Landfill;
 - (c) Thorold Yard Household Hazardous Waste Drop-Off Depot, and
 - (d) Bridge Street Drop-Off Depot.
- 1.36 "Illegal Dumping" means the disposing of Material in Non-Designated Areas, including both Public Property and Regional Property, but does not include Litter.
- 1.37 "Leaf and Yard Material" means leaves, weeds, trimmings, flowers, small twigs less than 1.5 cm in diameter and other Material As Designated, but does not include Grass Clippings, Brush, soil, dirt, roots, rocks, logs, stumps or sod.

- 1.38 "Leaf and Yard Container" means reusable, rigid containers, paper bags or certified plastic compostable plastic bags As Designated by the Region. It does not include cardboard boxes or non-compostable plastic bags.
- 1.39 "Litter" means debris, refuse, or Material(s) disposed of in non-designated areas, discarded outside the regular Collection Point, or lying scattered about the area.
- 1.40 "Liquid Material" means Material which is not solid and which exhibits evidence of free water, or other liquids, whether or not contained.
- 1.41 "MPAC" means the Municipal Property Assessment Corporation.
- 1.42 "Material" is the broadest categorization of all that a Person or Owner wishes to dispose or divert from disposal either through public collection or at a Regional Drop-Off Location. Subcategories of Material for collection are Collectable Material, including Recyclables and Non Recyclables, to be prepared according to the class instructions in this By-law, and excluded Non-Collectable Material. Any Material may also be Non-Compliant because of its content or preparation. Subcategories of Material for drop-off at Regional Drop-Off Locations are Acceptable Material, to be prepared according to the category instructions in this By-law, and excluded Unacceptable Material.
- 1.43 "Multi-Purpose Property" means a single property as defined by MPAC and/or contained in applicable Site Plan Conditions, housing multiple Premises types.
- 1.44 "Niagara region" and "Niagara" means the geographic area within The Regional Municipality of Niagara.
- 1.45 "Non-Collectable Material" means Material forbidden, prohibited and not acceptable for Curbside collection pursuant to this By-law including:
- (a) hazardous waste which is corrosive, flammable, toxic, explosive or biomedical, or as defined in Ontario Regulation 347: General – Waste Management, R.R.O. 1990, under the *Environmental Protection Act*, R.S.O. 1990, c. E.19, or any successor legislation;

- (b) prohibited Material, as defined under the *Transportation of Dangerous Goods Act, 1992*, S.C. 1992, c.34, or any successor legislation;
- (c) pathological waste, as defined and regulated in Ontario Regulation 347: General – Waste Management, R.R.O. 1990, under the *Environmental Protection Act*, R.S.O. 1990, c. E.19, or any successor legislation;
- (d) solid and liquid waste Material or substances which contain or could contain pathogen bacteria or micro-organisms that may be hazardous or dangerous;
- (e) motor vehicles or automotive parts including tires;
- (f) live animals or fowl or carcasses or part of an animal or other creature, save for normal and bona fide Green Bin Material, which has been drained of all liquids;
- (g) septic or holding tank pumpings or raw sewage;
- (h) Material of any kind or nature that may be explosive or combustible or may cause fire including hot coals, ashes, oil-soaked or gasoline soaked rags, papers, cloths or similar Material;
- (i) gaseous, semi-liquid or liquid waste including liquid industrial waste as defined in Ontario Regulation 347: General – Waste Management, R.R.O. 1990, under the *Environmental Protection Act*, R.S.O. 1990, c. E.19, or any successor legislation;
- (j) sealed metal drums or barrels;
- (k) other Material as prohibited in any relevant Environmental Compliance Approval issued by the Ministry of the Environment, Conservation and Parks under the relevant legislation;
- (l) sharps;
- (m) construction, renovation or demolition Material, including windows;

- (n) grass clippings;
 - (o) Electrical and Electronic Equipment (EEE), as defined in Ontario Regulation 522/20: Electrical and Electronic Equipment, under the *Resource Recovery and Circular Economy Act, 2016*, S.O. 2016, c.12, or any successor legislation;
 - (p) batteries (all types), as defined in Ontario Regulation 30/20: Batteries, under the *Resource Recovery and Circular Economy Act, 2016*, S.O. 2016, c.12, Sched. 1, or any successor legislation;
 - (q) White Goods; and
 - (r) other Material As Designated.
- 1.46 "Non-Compliant" and "Non-Compliance" means Material not prepared for collection or Regional Drop-Off Location deposit in accordance with the requirements set out in this By-law.
- 1.47 "Non-Designated Area" means an area which has not been designated for a particular purpose.
- 1.48 "Nuisance" includes, but is not limited to, the following:
- (a) disorderly conduct;
 - (b) public drunkenness or public intoxication;
 - (c) the unlawful sale, furnishing, or distribution of alcoholic beverages or controlled substances;
 - (d) the deposit of refuse on the site;
 - (e) damage to, or destruction of, public or private property on the site;
 - (f) traffic that obstructs the free flow of persons and motor vehicles, or could interfere with the ability to provide emergency services;
 - (g) unreasonable noise, including loud music or shouting;

- (h) unlawful open burning or fireworks;
- (i) public disturbances, including public brawls or fights;
- (j) outdoor public urination or defecation; and/or
- (k) use of or entry upon a roof not intended for such occupancy.

1.49 "Owner" includes but is not limited to:

- (a) a Person who is the registered owner and or the beneficial owner of Premises which is subject to this By-law;
- (b) the Person for the time being managing or receiving the rent from Premises, which is subject to this By-law, whether on the Person's own account or as agent or trustee of any other Person or who would receive the rent if the Eligible Property was let; and
- (c) a Person who is a lessee or occupant or tenant of the Premises who in their capacity as lessee or occupant manages or is in charge or control Premises, which is subject to this By-law.

There may be more than one Owner within the forgoing definition with respect to a particular Premises.

1.50 "Person" includes a partnership, an unincorporated association, a corporation, a cooperative society or a cooperative organization, the successors of a partnership, of an association, of a corporation, of a society or of an organization and the heirs, executors, liquidators of the succession, administrators or other legal representatives of a Person.

1.51 "Pet Waste" means animal excrement/droppings generated by small household pets including cats, dogs, small rodents or other similar indoor pets kept for companionship and enjoyment, kept in kennels and/or breeders, and including kitty litter, wood shavings and other natural pet bedding, newspaper cage liners, feathers, and fur, whether separate or intermingled with such excrement/droppings, but does not include animal excrement generated by horses, cows, chickens or other similar farm, wild, working, undomesticated or commercial livestock animals.

- 1.52 "Premises" means land and buildings combined in the geographic area of Niagara region or a part of such land and buildings combined in the case of land and buildings which contain multiple self-contained units with respect to which a Person is considered an Owner. Premises shall be categorized by type in accordance with the definitions contained in Schedule "A".
- 1.53 "Private Property" means any land or building that is registered to a Person on title in the Land Registry Office or Land Titles Division, as the case may be, that is not owned by an Area Municipality in the Region, a Conservation Authority, a Local Board, the Region, or the Crown in Right of Ontario, the Crown in Right of Canada or any emanations thereof, unless it is leased to a person or corporation not listed above.
- (a) "Producer Responsibility Organization (PRO)" means private enterprises established to contract with producers to meet their obligations under the Blue Box regulation which includes establishing or operating a collection and management system, promotion and education system, preparing and submitting reports, customer service and representing producers for any purposes under the extended producer responsibility under the new Blue Box Regulation (O.Reg 391/21 as amended from time to time). Circular Materials Ontario (CMO) has been selected as the lead PRO in the province to oversee the new Blue Box program on behalf of the producers.
- 1.54 "Public Property" means any land or building that is owned by an Area Municipality, an Agency, Board and Commission, the Region, or the Crown in Right of Ontario, the Crown in Right of Canada or any emanations thereof.
- 1.55 "Public Space Litter/Recycling Bin" means a container that is placed in a public area for use by general public for the purpose of holding litter that has been thrown away by public space users. The bins are not intended for Materials that have been privately generated by a business or residence or Non-Collectable Material.
- 1.56 "Region" or "the Region" means The Regional Municipality of Niagara or an authorized representative of The Regional Municipality of Niagara, including

a Regional Drop-Off Location site attendant, a contractor or its employee, or a by-law enforcement officer, as appropriate in the context.

- 1.57 "Regional Drop-Off Location" means a temporary or permanent location set up by the Region for drop-off of Material including but not limited to waste, recyclables, compost, or household hazardous waste.
- 1.58 "Regional Property" means all property, including lands and buildings, owned, leased, rented, controlled and/or managed by the Region, within the geographic area that is Niagara.
- 1.59 "Registered Charities" are charitable organizations, public foundations, or private foundations that are created and reside in Canada and have been issued a charitable registration number by the Canada Revenue Agency (CRA). They must use their resources for charitable activities and have charitable purposes in one or more of the following: the relief of poverty, the advancement of education, the advancement of religion, or other purposes that benefit the community. To receive exemption under Section 13.8 of this By-law, the Registered Charities must be the direct generators of Blue Box Material, Grey Box Material, Green Bin Material or Garbage.
- 1.60 "Scavenge" means the unauthorized removal of Materials that have either been placed out for collection, or in the location where the container (containerized waste/carts) is stored and filled before being moved to the collection location.
- (a) "Rigid Plastic" means hard plastic items that are not accepted for Curbside Collection but are accepted as part of the Region's diversion programs for drop off depot service only such as but not limited to discarded and broken recycling containers, buckets, pails, pots, crates, trays, baskets, totes, toys, pools, furniture, chairs and car seats with no other parts, metal or Material attached. Rigid plastic items do not include plastic coolers, piping, siding or any plastic that also contain or have attached any wood, metal, insulation, rubber and non-plastic components. Batteries must be removed.

- 1.61 "Set Out Service" means the provision of onsite service, as approved by the Region, for Owners living in Type A Premises as listed in Schedule "A" to this By-law and who are unable to physically carry their Garbage, Blue/Grey Box Materials and Green Bin Material to the curb for Curbside collection. Set Out Service only includes Garbage, Blue/Grey Box and Green Bin Material. Set Out Service does not include Leaf and Yard Material, Bulky Goods, Brush, or any other excluded items, As Designated by the Region.
- 1.62 "Sharps" means blades, needles, syringes, including safety engineered needles, laboratory glass, or other Materials capable of causing punctures or cuts.
- 1.63 "Site Plan Conditions" means comments and conditions provided by the Region during the site plan, subdivision plan or condominium application process pursuant to the Region's Policy C-A-002 "Requirements for Waste Collection".
- 1.64 "Unacceptable Material" means Material which is not accepted at a Regional Drop-Off Location. Unacceptable Material includes:
- (a) any dangerous and hazardous Material such as poisons, hot live ashes, caustics, acids, pesticides, herbicides, radioactive Material, industrial process sludge, biomedical waste, or substances which may cause personal or environmental problems with the exception of the Household Hazardous Waste categories as set out in Section 26;
 - (b) ammunition;
 - (c) reactive chemical waste;
 - (d) liquid waste with the exception of certain Household Hazardous Waste categories as set out in Section 26;
 - (e) pathological waste with the exception of sharps, which are collectable at Household Hazardous Waste Drop-Off Depots only;
 - (f) sludge from septic tanks or seepage;

- (g) highly flammable, volatile, explosive, reactive or radioactive Materials with the exception of certain Household Hazardous Waste categories as set out in Section 26;
- (h) leachate toxic waste;
- (i) PCB waste;
- (j) carcasses of dogs, cats, fowl and other such creatures, or parts thereof;
- (k) live animals or birds;
- (l) human excrement;
- (m) steel and plastic barrels, unless the lid is removed and the barrel is empty and dry;
- (n) automotive parts, not including automobile tires or small automotive parts;
- (o) waste with excess liquid accumulated in the load or Material that fails a slump test;
- (p) asbestos not prepared as set out in Section 28;
- (q) organic Material which has decomposed under anaerobic conditions; and
- (r) other Material As Designated.

1.65 "Waste Disposal Site" means (a) any land upon, into, in or through which, or building or structure in which, waste is deposited, disposed of, handled, stored, transferred, treated or processed, and (b) any operation carried out or machinery or equipment used in connection with the depositing, disposal, handling, storage, transfer, treatment or processing referred to in clause (a), as defined in the *Environmental Protection Act*, R.S.O. 1990, Ch. E.19, or any successor legislation.

- 1.66 "White Goods" means major household appliances or items such as stoves, washers, dryers, dishwashers, dehumidifiers, water tanks, barbeques, swing sets, bicycles, air-conditioning units, heat-pumps, microwaves, refrigeration units or freezer units and other Material As Designated.

PART II - COLLECTION SERVICES

2. General Collection Provision

- 2.1 The Region provides collection of all Collectable Material from Eligible Properties in the Region according to the terms of this By-law and subject to other terms As Designated.
- 2.2 As of January 1, 2024, the Region will transition to extended producer responsibility and will no longer provide Blue Box and Grey Box collection services for Eligible sources under the provincial Common Collection System.
- 2.3 The Region also provides enhanced services as requested, approved and funded by local municipalities.
- 2.4 No Owner shall be eligible for collection unless the Owner complies with this By-law and other terms As Designated.
- 2.5 The Region may retain a contractor or contractors to fulfill the Region's responsibilities under this By-law.
- 2.6 If, due to breakdown of equipment, strike, inclement weather, or any other cause, waste collection is not provided to an Eligible Property, the Region shall not be liable to any Person for any damages, costs, loss or expenses of any kind due to the failure of such waste collection to take place.

3. Classes of Collectable Material

- 3.1 The Classes of Collectable Material are:
 - (a) Recyclable Material:

Bill No. 2022-32

Authorization Reference: PWC 4-2022;

Amended by By-law No. 2022-60

Minute Item 6.1

CL 15-2022;

Amended By By-law No. 2023-91

Minute Item 9.1.1

PWC 11-2023

Minute Item 5.3

- i. Blue Box Material;
- ii. Brush;
- iii. Christmas Trees;
- iv. Green Bin Material;
- v. Grey Box Material;
- vi. Leaf and Yard Material; and
- vii. Other recyclable Material As Designated.

(b) Non-Recyclable Material:

- i. Bulky Goods;
- ii. Garbage; and
- iii. Other non-recyclable Material As Designated.

3.2 All other Material is Non-Collectable Material and is not to be placed out for collection.

4. Separate According to Class and Class Provisions

4.1 If collection service is available to an Eligible Property for any of the above Classes, then the Material which an Owner sets out for collection must be separated according to Class.

4.2 Every Owner shall prepare Collectable Material according to the provisions in Sections 5 through 13 of this By-law relevant to each Class of Material.

5. Brush

5.1 Brush shall be set out for collection in accordance with the schedule of collection days As Designated and:

(a) shall be packaged in bundles where each individual piece of Material shall not exceed 7 cm (2.8 inches) in diameter and where each bundle shall not exceed:

i. a size of 1.5 m (5 feet) in length by 0.5 m (1.6 feet) in diameter; and

ii. a weight of 22.7 kg (50 pounds); and

(b) if collected on the same day as other Material, shall be clearly separated from any other class of Material set out for collection.

5.2 Brush are only collectable from a Type A Premises as defined in Schedule "A" to this By-law. Further information on the collection of Bulky Goods is available from the sources noted in Section 54 of this By-law.

6. Bulky Goods

6.1 Bulky Goods are only collectable from a Type A Premises as defined in Schedule "A" to this By-law. Further information on the collection of Bulky Goods is available from the sources noted in Section 54 of this By-law.

6.2 Bulky Goods set out for Curbside collection:

(a) shall be in a contained state neatly placed at the Curbside;

- (b) shall not be stacked;
 - (c) shall not have Material stacked or loose set on top of Bulky Goods;
 - (d) shall be dismantled if possible;
 - (e) shall not include Construction, Renovation and Demolition Material;
 - (f) must be of a weight and dimension to be able to fit into the collection vehicle in a safe and efficient manner, As Designated by the Region; and
 - (g) limit of four (4) items per collection per Eligible Property.
- 6.3 The Owner must arrange in advance with the Region's collection contractor for the scheduled collection of Bulky Goods As Designated. Information on how to schedule collection is available from the sources noted in Section 54 of this By-law.
- 6.4 Contaminated items (e.g. mattresses with bed bugs), as determined by the Region, must be wrapped in plastic to be eligible for pick up.
- 6.5 Artificial Christmas Trees shall be set out for scheduled collection as Bulky Goods.
- 6.6 Collectable Material which can fit within a regular Garbage Container should not be disposed of as Bulky Goods, but as Garbage.
- 6.7 Glass, not including windows, are collectable as Bulky Goods if:
- (a) placed in a separate, sturdy, walled container to be collected with its glass shard contents, and secured so as to remain closed and to protect the safety of collection personnel;
 - (b) labelled appropriately (i.e. "Glass"); and
 - (c) large glass pieces (greater than 1.5ft by 1.5ft) must be removed from any bulky item, packaged or wrapped separately in a cardboard, bubble wrap or another approved packaging Material, and

appropriately labelled (i.e. " Glass") to protect the safety of collection personnel."

7. Christmas Trees

7.1 Christmas Trees shall be set out for Curbside collection without wrapping, bagging, tinsel, lights or any other decorations, in accordance with the schedule of collection days and times As Designated. Further information on the collection of Christmas Trees is available from the sources noted in Section 54 of this By-law.

7.2 Christmas Trees are only collectable from Type A Premises, as defined in Schedule "A" to this By-law.

7.3 No Owner shall set out a Christmas Tree unless it, or segments cut from it, are less than 3 metres (10 feet) in length and free of all accessories, decorations and plastic wrap. No Artificial Christmas Trees, wrapped or bagged trees, will be collected for this purpose. Refer to Section 6, Bulky Goods, for the collection of Artificial Christmas Trees.

8. Blue Box Material

8.1 Blue Box Material shall be set out for collection according to the following requirements:

(a) Blue Box Material must be packaged as follows:

i. in designated recycling containers (Blue Box/Cart) only for Type C-F Premises as set out in Schedule "A" to this By-law available from the Region; or

ii. in a Cart only for Type C-F Premises as set out in Schedule "A" to this By-law for"; or

iii. in clearly marked, reusable, solid-walled, rigid containers with handles or indentations on two (2) sides to facilitate the lifting and emptying of the said receptacle; or

- iv. in a sturdy non-waxed cardboard box (box will be recycled);
and

(b) Blue Box containers shall meet the following requirements:

- i. height not exceeding a size of up to 91 cm (3 feet) measured internally from the bottom of the receptacle to the top lip of the opening; and no width exceeding a size of up to 61cm (2 feet) measured internally from side to side, not corner to corner, or as determined by the Region; and
- ii. not exceeding a weight (of container and Material together) of 22.7 kg (50 pounds); and
- iii. Carts for Type C-F Premises are exempt from 8.1 (b) (i) and (b) (ii)”; and
- iv. be of sufficient quality to withstand normal collection activities and use; and
- v. for Blue Box containers with lids, the lid must be readily separable from the container. Any devices used to tie down or secure any lids must be removed by the Owner prior to collection; and

(c) contents shall not exceed the limits of the top of the Blue Box container; and

(d) must be clearly separated from any other class of Material set out for collection on the same Premises.

8.2 Blue Box Material that is loose or not packaged as outlined above may not be collected.

8.3 Further information on the collection of Blue Box Materials is available from the sources noted in Section 54 of this By-law.

9. Leaf and Yard Material

9.1 Leaf and Yard Material shall be set out for Curbside collection:

- (a) packaged in rigid, reusable containers or compostable paper bags or certified compostable plastic bags As Designated:
 - i. height not exceeding a size of up to 91 cm (3 feet) measured internally from the bottom of the receptacle to the top lip of the opening; and no width exceeding a size of up to 61cm (2 feet) measured internally from side to side, not corner to corner, or as determined by the Region; and not exceeding a total weight (of container and Leaf and Yard Material together) of 22.7 kg (50 pounds.); and
 - ii. for Leaf and Yard Containers with lids, the lid must be readily separable from the container. Any devices used to tie down or secure any lids must be removed by the Owner prior to collection; and
 - iii. be of sufficient quality to withstand normal collection activities and use; and
 - iv. be clearly identifiable as Leaf and Yard Material from the collection vehicle with the use of labels, or an open-top container; and
- (b) in such a way as to clearly separate it from any other class of Collectable Material set out for collection on the same Premises.

9.2 Non-compostable plastic bags (without a 'Biodegradable Products Institute' (BPI) logo or '100% Compostable' logo) or cardboard boxes are not permitted.

9.3 Leaf and Yard Material is only Collectable from Type A Premises as defined in Schedule "A" to this By-law.

9.4 Further information on the collection of Leaf and Yard Material is available from the sources noted in Section 54 of this By-law.

10. Green Bin Material

10.1 Green Bin Material shall be set out for Curbside collection packaged:

- (a) in a Green Bin Container available from the Region or other suitable containers in accordance with section 10.1 (c) packaged in:
 - i. Compostable plastic bags with BPI logo or 100% Compostable logo;
 - ii. Paper bags;
 - iii. Wrapped in newspaper; and/or
 - iv. Placed directly into the Green Bin container in a loose fashion.
- (b) in a Cart only for Type B-F Premises as set out in Schedule "A" to this By-law for; or
- (c) in other containers labelled "Organics":
 - i. height not exceeding a size of up to 91 cm (3 feet) measured internally from the bottom of the receptacle to the top lip of the opening; and no width exceeding a size of up to 61 cm (2 feet) measured internally from side to side, not corner to corner, or as determined by the Region; and
 - ii. not exceeding a total weight (of container and Green Bin Material together) of 22.7 kg (50 pounds); and
 - iii. which are equipped with handles; and
 - iv. be of sufficient quality to withstand normal collection activities and use; and
 - v. Carts are exempt from section 10.1 (c) i-iii; and
- (d) in such a way as to clearly separate it from any other class of Collectable Material set out for collection on the same Premises.

- 10.2 Small amounts of Leaf and Yard Material including weeds, garden Material, trimmings, and twigs smaller than 1.5 cm (0.5 inches) in diameter and no longer than 30.5 cm (12 inches), excluding Grass Clippings, are permitted as Green Bin Material.
 - 10.3 Pet Waste and kitty litter shall be either bagged using small certified compostable plastic bags As Designated, paper bags or completely wrapped in newspaper before being placed in the Green Bin/Cart or other labelled container as above.
 - 10.4 Green Bin Material that has a tendency to turn into liquid, as determined by the Region, shall be packaged and not be loose so the liquid does not leak or spill during collection. Liquid Material or Material that exhibits evidence of free water, or other liquids, whether or not contained is not permitted in the Green Bin/Cart. The collection service is designed for solid Material.
 - 10.5 Further information on the collection of Green Bin Material is available from sources noted in Section 54 of this By-law.
11. Grey Box Material
- 11.1 Grey Box Material shall be set out for collection according to the following requirements:
 - (a) Grey Box Material must be packaged as follows:
 - i. in designated recycling containers (Grey Box/Cart) only for Type C-F Premises as set out in Schedule "A" to this By-law available from the Region; or
 - ii. in a Cart only for Type C-F Premises as set out in Schedule "A" to this By-law"; or
 - iii. in a Cart only for Type B-F Premises as set out in Schedule "A" to this By-law; or
 - iv. in a sturdy non-wax cardboard box (box will be recycled); or
 - vi. in case of cardboard, must bundle together in bundles not exceeding a size of 91 cm (3 feet) in width by 91 cm (3 feet)

in length by 91 cm (3 feet) in depth and not exceeding a weight of 22.7 kg (50 pounds); or

- vii. in the case of flattened cardboard placed inside another cardboard box, which cardboard box must not exceed a size of 91 cm (3 feet) in width by 91 cm (3 feet) in length by 91 cm (3 feet) in depth and not exceeding a weight of 22.7 kg (50 pounds); Loose cardboard must be flattened and tied using twine, packing tape or an approved alternative, in bundles no larger than 91 cm (3 feet) x 91 cm (3 feet) x 91 cm (3 feet), and not exceeding a weight of 22.7 kg (50 pounds); or
- viii. in the case of plastic bags and stretchy plastic outer-wrap, by placing all loose plastic bags or plastic film in one securely tied Plastic Bag (not loose in the Grey Box); and

(b) Grey Box containers must meet the following requirements:

- i. height not exceeding a size of up to 91 cm (3 feet) measured internally from the bottom of the receptacle to the top lip of the opening; and no width exceeding a size of up to 61cm (2 feet) measured internally from side to side, not corner to corner, or as determined by the Region; and
- ii. not exceed a weight (of container and Material together) of 22.7 kg (50 pounds); and
- iii. iii. Carts for Type C-F Premises are exempt from section 11.1 (b) (i) and (b) (ii)
- iv. be of sufficient quality to withstand normal collection activities and use; and
- v. for Grey Box containers with lids, the lid must be readily separable from the container. Any devices used to tie down or secure any lids must be removed by the resident prior to collection; and

- (c) contents placed within a Grey Box container shall not exceed 91 cm (3 feet) x 91 cm (3 feet) x 91 cm (3 feet); and
- (d) clearly separated from any other class of Collectable Material on the same Premises.

11.2 Grey Box Material that is loose or not packaged as outlined above may not be collected.

11.3 Further information on the collection of Grey Box Material is available from sources noted in Section 54 of this By-law.

12. Garbage

12.1 Material not included in the other Classes of Collectable Material of this Bylaw shall be set out for collection as Garbage, and

- (a) packaged in a Garbage Container:
 - i. height not exceeding a size of up to 91 cm (3 feet) measured internally from the bottom of the receptacle to the top lip of the opening; and no width exceeding a size of up to 61cm (2 feet) measured internally from side to side, not corner to corner, or as determined by the Region; and
 - ii. not exceeding a weight (of container and waste) of 22.7 kg (50 pounds); and
 - iii. receptacle, can, bin or other container As Designated must be equipped with handles on two (2) sides; and
 - iv. be of sufficient quality to withstand normal collection activities and use; and
- (b) such that the contents shall not exceed the limits of the top of the Garbage Container; and
- (c) in such a way as to clearly separate it from any other classes of Collectable Material on the same Premises; and

- (d) if required by this By-law, with the relevant Garbage Tag affixed, refer to Section 13.1 (a); and
- (e) containing no other Classes of Collectable Material including but not limited to Leaf and Yard Material, Green Bin Material, Blue Box Material and Grey Box Material and Non-Collectable Material.

12.2 For Garbage Containers with lids, the lid must be readily separable from the container. Any devices used to tie down or secure any lids must be removed by the Owner prior to collection.

12.3 Garbage that is Non-Compliant, or which contains other classes of Collectable Material and/or Non-Collectable Material, may not be collected.

12.4 The Region reserves the right to implement additional safeguards for “sensitive” Materials, which shall include, but not be limited to, items such as medical waste, health-related waste, and personal protective equipment.

13. Collection Limits and Procedure for Garbage Exemptions

13.1 The maximum number of Garbage Containers set out every-other-week for Type A, B, E, F Premises and every week for Type C and D Premises shall be as set out in Schedule “A” to this By-law as follows:

- (a) An Owner of a Type A self-contained unit may set out additional Garbage Containers provided that each extra Garbage Container has the appropriate Garbage Tag affixed, which Garbage Tag has been purchased from the Region or its authorized vendor; and
- (b) the Garbage Tag shall be affixed:
 - i. untampered to a Garbage Container (i.e. torn in half) to the neck of a waterproof bag or on top of the Materials placed in a Garbage Container to allow additional limit of Garbage to be set out for collection. Only Type A Premises as defined in Schedule “A” of this By-law are eligible to use a Garbage Tag. Any tampered Garbage Tags will not be accepted and Material will not be collected; and

- ii. in a clearly visible location readily seen upon removal of the container's lid for a non-disposable Garbage Container such as a Garbage can, bin or receptacle. The Garbage Tag shall not be placed directly on the can, bin, handle or receptacle.
 - iii. Information on Garbage Tags is available from the sources noted in Section 54 of this By-law.
- (c) an Owner of Premises may be allowed a Garbage Exemption if they do not also have private Garbage collection services, and subject to application and approval by the Region for the following reasons:
- i. A medical condition that results in the generation of additional Garbage for Type A Premises and group homes, homes for adults with disabilities and homes for assisted living;
 - ii. Type A Premises with one child under the age of four in diapers can apply for collection of one (1) transparent plastic bag of diapers combined with no other collectable Material, to be collected on the week alternate to their regularly scheduled Garbage collection day. These properties are restricted to two Garbage Containers and no additional bag of diapers on their regularly scheduled Garbage collection day.
 - iii. Type A Premises with two children under the age of four in diapers can apply for weekly collection of one (1) transparent plastic bag of diapers combined with no other Collectable Material;
 - iv. Type A Premises with three or more children under the age of four in diapers can apply for weekly collection of two (2) transparent plastic bag of diapers combined with no other Collectable Material;
 - v. Type A Premises operating as an in-home child care provider can apply for weekly collection of two (2) additional

transparent plastic bag of diapers combined with no other Collectable Material.

- (d) an Owner of a Type A Premises may set out two (2) additional Garbage Containers during Amnesty Week;
 - (e) an Owner of Type B Premises may set out for collection a maximum of two (2) containers per unit up to a maximum of twenty-four (24) containers every-other week per Premises;
 - (f) an Owner of Type B Premises may set out a maximum of two (2) additional Garbage Container per unit up to a maximum of twenty four (24) additional Garbage Containers per Premises during Amnesty Week;
 - (g) an Owner of Type C-D Premises may set out for collection a maximum of four (4) Garbage Containers weekly;
 - (h) an Owner of Type D Premises may set out four (4) additional Garbage Containers during Amnesty Week;
 - (i) an Owner of Type E and F Premises may set out for collection a maximum of eight (8) Garbage Containers every-other-week;
 - (j) an Owner of Type F Premises may set out eight (8) additional Garbage Containers during Amnesty Week.
- 13.2 The number of Blue Box, Grey Box or Carts which may be collected from different types of Premises shall be as set out in Schedule "A" to this By-law, that is:
- (a) for Type A Premises, As of January 1, 2024, the Region will no longer provide Blue Box and Grey Box collection services for this property type and this will be under the provincial Common Collection System.
 - (b) for Type B Premises, as of January 1, 2024, the Region will no longer provide Blue Box and Grey Box collection services for this property type and this will be under the provincial Common Collection System"

- (c) for Type Cand D Premises, an Owner may set out for collection unlimited Blue and Grey Boxes or Carts, but will be subject to review by the Region to ensure that efficient and cost effective services are maintained.
 - (d) for Type E and F Premises, an Owner may set out for collection up to a combined total of eight (8) Blue and Grey Carts or the equivalent number of units as determined solely by the Region. Type E Premises that consistently exceed the eight (8) Cart equivalent limit with Boxes or bundles, as solely determined by the Region, will be encouraged to use Carts. If the Owner of a Premises fails to switch to Cart collection, despite the Region's attempts to encourage the switch, the Region may, at their discretion, and upon written notice to the Owner, cease collection from the Premises until such time as the property switches to adequate Cart collection, to the satisfaction of the Region”
- 13.3 The number of Green Bin Containers or Carts which may be collected from different types of Premises shall be as set out in Schedule “A” to this By-law, that is:
- (a) for Type A Premises, an Owner may set out for collection unlimited Green Bins;
 - (b) for Type B Premises, an Owner may set out for collection Green Bins or Green Carts on a request only basis in the quantity determined by the Region;
 - (c) for Type C, D and F Premises, an Owner may set out for collection unlimited Green Bins or Carts, but will be subject to review by the Region to ensure that efficient and cost effective services are maintained;
 - (d) for Type E Premises, an Owner may set out for collection up to eight (8) Green Carts or the equivalent number of Green Bins as determined solely by the Region. Type E Premises that consistently exceed the eight (8) Cart equivalent limit with Green Bins, as solely determined by the Region, will be encouraged to use Carts. If the

Owner of a Premises fails to switch to Cart collection, despite the Region's attempts to encourage the switch, the Region may, at their discretion, and upon written notice to the Owner, cease collection from the Premises until such time as the property switches to adequate Cart collection, to the satisfaction of the Region.

- 13.4 In all cases, except for the provision under section 2.2, the Material collected during collection must be Material generated at the self-contained unit for Type A Premises or on the Premises for Type B-F Premises.
- 13.5 Type A Premises that use private Garbage collection services or are not able to stay within the Garbage limit, as determined by the Region, are subject to review by the Region and may not be eligible for Garbage and/or Bulky collection services as Designated. This applies to both base and enhanced service, where applicable.
- 13.6 To be eligible for Garbage collection services, Premises that are eligible to receive recycling collection services under the provincial Common Collection System must utilize the provincial recycling collection program and the Region's organics collection services. Premises which are not eligible to participate in the provincial recycling collection program under the provincial Common Collection System must utilize both the Region's Blue/Grey Box Material and Green Bin Material collection service. This applies to both base and enhanced service, where applicable.
- 13.7 Any Type C or E Premises, as shown in Schedule "A" with a building greater than three (3) storeys, as determined by the Region, excluding municipal or Region owned buildings are not eligible for any collection services.
- 13.8 Any Type C-F Premises, as shown in Schedule "A", which is not eligible to receive recycling collection services under the provincial Common Collection System that retain private service for Blue or Grey Box Material collection will not be eligible for Regional collection services. An exemption to this clause applies for regional and municipal facilities, Regional Agencies, Boards and Commissions, as well as Registered Charities, subject to application and approval by the Region.

13.9 Collection limits for types of Premises are determined by the Region in accordance with Schedule "A" using the property classifications designated by MPAC and/or contained in applicable Site Plan Conditions. In the event of discrepancy, the Region's designation of the Premises type will prevail. If an Owner disagrees with the number of units contained within the Premises as assessed, it is up to the Owner to provide proof of the actual number of legally existing individual units within the Premises. In the absence of provision of proof to the satisfaction of Niagara Region, the limit for the Premises in question shall be as determined by the Region. In the event of a Multi-Purpose Property, each individual Premises is subject to their respective eligibility requirements and collection limits.

13.10 On a request basis, residential farms, as determined by the Region using the property classification identified by MPAC, can receive either Type A or Type E collection limits. If a residential farm does not request a farm exemption, the premises will be serviced, as per their property classification identified by MPAC, as set out in Schedule "A" to this By-law.

PART III - COLLECTION RESTRICTIONS AND RESPONSIBILITIES

14. Collection Restrictions and Responsibilities

14.1 No Person or Owner shall set out or permit to be set out:

(a) Non-Collectable Material; or

(b) Non-Compliant Material.

14.2 The Owner of Premises shall set out for collection the Classes of Collectable Material at the locations as shown in Section 15, in the manner of, and in accordance with the schedules of collection days As Designated. See Section 54 of this By-law for further sources of schedule and Material preparation information.

14.3 If the Owner of a Premises fails to comply with the responsibilities and requirements as set out in this By-law, the Region may, at the discretion of the Commissioner of Public Works or his/her designate, and upon written

notice, either by ordinary mail (where receipt is deemed to be three (3) days after mailing), registered mail or hand delivered, to the Owner, cease collection from the Premises until such time as the Non-compliance is corrected to the satisfaction of the Region.

- 14.4 If the Owner of a Premises or a tenant engages in any inappropriate behaviour, riotous, violent, threatening or illegal conduct, or uses profane or abusive language, as determined by the Region, towards Region staff or contractors' staff, the Region may, at the discretion of the Commissioner of Public Works or his/her designate, and upon written notice to the Owner, cease collection from the Premises until such time as the inappropriate behaviour, conduct and/or language is corrected to the satisfaction of the Region.
- 14.5 The Owner of any Premises receiving collection shall be responsible to ensure that all Persons on the Premises who use or expect to use the Region's collection service receive and follow the instructional information relating to the service provided by the Region.
- 14.6 The Owner of any Premises receiving collection shall be responsible to ensure that animals such as dogs are secured or tied to ensure safety of collection workers and uninterrupted collection.
- 14.7 The Owner of a Premises shall not interfere with collection vehicles or personnel.
- 14.8 The Owner of a Premises shall not deposit any Material into a collection vehicle.
- 14.9 In the event a change is made to the schedules of collection day As Designated, the Region shall make reasonable efforts to advise all affected persons by publication or service of notice upon the Owner of the affected Premises as provided for in this section. Publication for purposes of this section means notice placed on the Region's website at least fourteen (14) days prior to any As Designated changes to collection schedule or area being implemented. Service of notice by the Region for purposes of this section means notices given to the Owner of affected Premises either mailed by ordinary mail (where receipt is deemed to be three (3) days after

mailing), registered mail, or hand delivered to the address of the Owner according to the last revised assessment roll of the subject property or by posting the notice at the subject property, and such service shall be deemed good and sufficient notice effective upon delivery. Information posters and media releases may be used, in addition to the above publication or service methods. In the event of an emergency situation, as determined by the Region, involving a matter of public health and safety or a legal or regulatory requirement which requires As Designated changes to be implemented faster than on fourteen (14) days' notice, the Region may in its discretion provide less than fourteen (14) days' prior notice but will endeavour to provide as much notice as reasonably practicable.

15. Collection Location

- 15.1 Except as set out in Section 15.2 the Owner of Premises shall set out Material for collection by placing it at Curbside in front of the Premises in a location to clearly distinguish separation from a neighbouring Premises and as close as possible to the travelled portion of the road without obstructing or interfering with the travelled portion of the road or any sidewalk.
- 15.2 The Owner of Premises shall set out Material at a collection point or Communal Collection point approved or as determined by the Region. Dwelling Units that place their Material at a Communal Collection point must ensure all collection containers are labelled with the Dwelling Unit address to clearly distinguish separation from neighbouring Dwelling Units.
- 15.3 No Owner shall place Material out for collection at any Premises except at their own Premises.
- 15.4 No Owner shall permit Material at any time in the Care and Control of that Owner to be located otherwise than on their Premises or in a Collection location permitted by Section 15 of this By-law.
- 15.5 No Owner shall place Material out for collection on top or behind snow banks. This will ensure the Material can safely be collected and prevent containers from falling behind the snow bank or onto the roadway before or after collection. During winter weather, when snow or snow banks may alter the normal set out location, the Owner shall place the Material:

- (a) at the end of the driveway next to the snow bank; or
- (b) in a spot cleared out in the side of the snow bank near the travelled portion of the road.

15.6 Material shall not be collected from inside an enclosure, shed or other structures As Designated, unless otherwise approved by the Region. Enclosures must be placed as close as possible to the travelled portion of the road without obstructing or interfering with the travelled portion of the road or any sidewalk, unless otherwise approved by the Region. Collection personnel must be able to access Materials from enclosures by opening the enclosure from the front not the top and must be able to remove Materials from the enclosure without any obstruction.

16. Collection Times and Collection Days

16.1 Collectable Material shall be set out not earlier than 5:00 p.m. on the day before the designated collection day and not later than 7:00 a.m. on the designated collection day.

16.2 The Owner shall remove all containers, together with any Material that was not collected for any reason, from the Curbside as soon as possible after collection, but not later than 7:00 p.m. on the designated collection day.

16.3 Material left Curbside before and after collection times will be the responsibility of the Owner of the Premises.

16.4 For Designated Business Areas with a designated collection time before noon (12:00 p.m.), Collectable Material shall not be set out earlier than 5:00 p.m. on the day before the designated collection time.

16.5 For Designated Business Areas with a designated collection time after noon (12:00 p.m.), Collectable Material shall not be set out earlier than one (1) hour prior to the designated collection time.

16.6 From time to time, the Region may define specific collection times other than those referenced above for As Designated areas. The Owner of a Premises in an As Designated area shall set out Collectable Material for

collection at the prescribed times and schedule As Designated which will be published or communicated by the Region for the As Designated areas. Publication for purposes of this Section means notice placed on the Region's website at least fourteen (14) days prior to any As Designated changes to collection schedule or area being implemented. Communication by the Region for purposes of this Section means notices given to Owner of affected Premises either mailed by ordinary mail (where receipt is deemed to be three (3) days after mailing), registered mail or hand delivered to the address of the Owner according to the last revised assessment roll of the subject property or the notice may be posted at the subject property, and such service shall be deemed good and sufficient service, effective upon delivery. Information posters and media releases may be used, in addition to the above publication or communication methods. In the event of an emergency situation, as determined by the Region, involving a matter of public health and safety or a legal or regulatory requirement which requires As Designated changes to be implemented faster than on fourteen (14) days' notice, the Region may in its discretion provide less than fourteen (14) days' prior notice but will endeavour to provide as much notice as reasonably practicable.

17. Acceptable Containers

17.1 The Owner of Premises shall set out for collection only containers which are:

- (a) maintained in a safe and efficient condition for collection and have handles or indentations to facilitate the lifting and emptying of the said receptacle; and
- (b) intact, as required, to prevent spillage or breakage during collection; and
- (c) contained, as required, to prevent the attraction of animals (including insects) and the release of odours; and
- (d) free of excess water, ice and snow or other substances which may interfere with collection. Any Material which has become frozen or

stuck to the collection container and cannot be easily discharged will not be collected; or

(e) approved alternative, as determined by the Region.

18. Uncontained Material

18.1 The Owner of a Premises shall not permit any Material set out for collection to become uncontained or otherwise escape in for any reason, including weather or animals.

18.2 The Owner of a Premises shall be responsible for the immediate clean up or re-securing of uncontained Material.

18.3 Where Material that has been set out for collection has blown away or otherwise escaped in any manner, the Owner of a Premises from which the Material originated shall clean up the Material.

19. Ownership

19.1 Except for Blue Box and Grey Box Material that are collected under the provincial Common Collection System, all other properly prepared and separated Collectable Material set out within the designated times becomes the property of the Region upon pick-up or other receipt by authorized employees or contractors of the Region.

19.2 Material set out which is Non-Collectable or Non-Compliant remains the property and responsibility of the Owner.

19.3 At the Region's discretion, the Region may authorize the collection by the Region or Contractors, of Non-Compliant or Non-Collectable Material for the purpose of investigation or health, safety and welfare of the general public.

20. Requirements for Waste Collection

20.1 The Region may enter a Private Property for collection purposes provided that:

- (a) the Region has determined from time to time that the roadways to be used by collection vehicles on behalf of the Region:
 - i. have been approved for on-site collection during the site plan approval process; and
 - ii. have widths, turning radii, means of access, and means of egress meeting or exceeding the requirements of the Region's Policy on Requirements for Waste Collection, as amended from time to time; and
 - iii. have overhead clearance meeting or exceeding the standards prescribed in the *Highway Traffic Act*, R.S.O 1990, Ch. H.8, or any successor legislation; and
 - iv. are clear of snow and ice; and
 - v. provide unobstructed access to the Material to be collected; and
- (b) the Owner of the Private Property and/or development has entered into a written agreement with the Region in the form As Designated and in accordance with policies set by the Region.

20.2 Wherever practical, in accordance with the approved site plan and Region's Requirements for Waste Collection Policy as determined by the Region, Material from each unit shall be sufficiently separated to allow identification of the unit generating the Material for purposes of the enforcement of this By-law.

PART IV- REGIONAL DROP-OFF LOCATIONS

21. Drop-off of Acceptable Material

21.1 The Region may establish Regional Drop-Off Locations for the drop-off of Acceptable Material as set out in Sections 24 to 27 of this By- law.

22. Unacceptable Materials

22.1 No Person shall drop off, or permit to be dropped off, unacceptable Material at a Regional Drop-Off Location.

22.2 Unacceptable Material includes the following:

- (a) Any dangerous and hazardous Material such as poisons, hot live ashes, caustics, acids, pesticides, herbicides, radioactive Material, industrial process sludge, biomedical waste, or substances which may cause personal or environmental problems with the exception of the Household Hazardous Waste categories as set out in Section 26;
- (b) Ammunition;
- (c) Reactive chemical waste;
- (d) Liquid waste with the exception of certain Household Hazardous Waste categories as set out in Section 26;
- (e) Pathological waste with the exception of Sharps, which are collectable at Household Hazardous Waste Drop-Off Depots only;
- (f) Sludge from septic tanks or seepage;
- (g) Highly flammable, volatile, explosive, reactive or radioactive Materials with the exception of certain Household Hazardous Waste categories as set out in Section 26;
- (h) Leachate toxic waste;
- (i) PCB waste;
- (j) Carcasses of dogs, cats, fowl and other such creatures, or parts thereof;
- (k) Live animals or birds;
- (l) Human excrement;

- (m) Steel and plastic barrels, unless the lid is removed and the barrel is empty and dry;
- (n) Automotive parts, not including automobile tires or small automotive parts;
- (o) Waste with excess liquid accumulated in the load or Material that fails a slump test;
- (p) Asbestos not prepared as set out in Section 28;
- (q) Organic Material which has decomposed under anaerobic conditions; and
- (r) Other Material As Designated.

23. Acceptable Material

23.1 Not all Regional Drop-Off Locations will receive all types of Acceptable Material and receipt will depend on whether any of the following activities occur at any given Regional Drop-Off Location:

- (a) Drop-off/Recycling;
- (b) Composting;
- (c) Household Hazardous Waste Collection;
- (d) Landfilling.

24. Acceptable Drop-off/Recycling Material

24.1 Acceptable Material for Drop-off includes the following:

- (a) Automobile tires separated from the rims and free of foreign Material and excessive moisture;
- (b) Asphalt and concrete;

- (c) Batteries, either single use alkaline or rechargeable (excludes electric-vehicle batteries or traction batteries);
- (d) Blue Box Material;
- (e) Bulky Goods;
- (f) Clothing for re-use;
- (g) Collectable Material;
- (h) Construction, Renovation and Demolition Material, including drywall, wood, metal, PVC pipe and other building Materials;
- (i) Electrical and Electronic Equipment with personal information removed;
- (j) Garbage;
- (k) Grey Box Material;
- (l) Household items for re-use including small appliances and toys and other such goods;
- (m) Large Rigid Plastic;
- (n) Mattresses up to a maximum of four (4) per load, with the exception of loads delivered by the Region's Collection Contractor;
- (o) Shingles;
- (p) White Goods, and
- (q) Other Material As Designated.

24.2 There may be locations where less than this full list may be Acceptable. Consult the sources listed in Section 54 for further information.

25. Acceptable Composting Material

25.1 Acceptable Material for composting includes the following:

- (a) Brush;
- (b) Christmas Trees;
- (c) Green Bin Material;
- (d) Leaf and Yard Material;
- (e) Grass Clippings; and
- (f) Other Material As Designated.

25.2 There may be locations where less than this full list may be Acceptable. Consult the sources listed in Section 54 for further information

26. Acceptable Household Hazardous Waste Material

26.1 Acceptable Material for Household Hazardous Waste is:

- (a) aerosol cans with contents remaining;
- (b) antifreeze;
- (c) batteries (all types);
- (d) barbeque propane tanks;
- (e) corrosive cleaners including inorganic acids, bases and oxidizers;
- (f) fertilizers and other inorganic oxidizers;
- (g) fire extinguishers;
- (h) flammable liquids such as solvents and thinners;
- (i) fluorescent light tubes;
- (j) gasoline and fuels;

- (k) medications;
- (l) mercury switches and thermometers;
- (m) motor oil;
- (n) oil filters;
- (o) pesticides and herbicides;
- (p) paint;
- (q) paint sludge;
- (r) pharmaceuticals;
- (s) pool chemicals;
- (t) small gas cylinders such as propane, oxygen, carbon dioxide, helium, expanding foam;
- (u) Sharps in puncture-proof containers; and
- (v) other Material As Designated.

26.2 All Household Hazardous Waste Material must be in acceptable containers, which conform to the following requirements:

- (a) Must be in the original or clearly labelled container, indicating contents;
- (b) All containers must be capped and sealed;
- (c) Liquid wastes must not be larger than 20 litres each. Barrels and/or drums of liquid waste will not be accepted;
- (d) Gasoline will not be decanted at depots. The container and the contents will be taken for safe disposal;

- (e) No industrial, commercial or institutional hazardous waste will be accepted; and
- (f) Other acceptable containers As Designated.

27. Acceptable Landfilling Material

27.1 Acceptable Material for Landfilling is:

- (a) asbestos if prepared as set out in Section 28;
- (b) Bulky Goods, with the exception of those items which can be re-used or recycled;
- (c) Construction, Renovation and Demolition Material with wood, drywall, metal and other recyclable Material separated;
- (d) Garbage;
- (e) soil or dirt in acceptable quality and quantity, as determined by the Region; and
- (f) other Material As Designated.

28. Acceptable Asbestos Preparation and Acceptance Procedures

28.1 No Person shall unload or dispose of asbestos at a Regional Drop-Off Location unless such unloading or disposal is in accordance with the conditions set out in this Section.

28.2 Any Person dropping off asbestos shall contact the Region at least twenty-four (24) hours prior to delivery of the asbestos to allow for preparation of the Regional Drop-Off Location designated area.

28.3 All asbestos must be contained in a rigid, impermeable, sealed container of sufficient strength to accommodate the weight and nature of the asbestos, or the asbestos Material must be double bagged in two (2) six millimetre polyethylene bags. The container must be free from punctures, tears or leaks and shall be clearly labelled to indicate the nature of the contents.

The external surface of the container and the vehicle used for the transport of the asbestos must be free of asbestos.

- 28.4 During unloading, the packaged asbestos shall be handled individually and care taken to place the packages in the designated area to avoid spillage. This unloading shall be the responsibility of the Person dropping off the asbestos.
- 28.5 The unloading shall only be done in the presence of the Region to ensure that no loose asbestos or broken containers are unloaded and that no airborne particulate is generated.
- 28.6 In the event that loose asbestos or broken containers are found, the Person dropping off the asbestos shall repackage the Material with additional containers or bags provided in his/her vehicle.
- 28.7 The asbestos containers shall be placed directly in the designated area which has been prepared by the Region.

29. Material Requiring Special Handling

29.1 Any Person dropping off Material requiring special handling (such as dusty Material) shall contact the Region at least 24 hours prior to delivery to a Regional Drop-Off Location to receive handling instructions from the Region and to allow for preparation of the Regional Drop-Off Location designated area.

29.2 The unloading of the Material requiring special handling shall be the responsibility of the Person dropping it off.

29.3 The Material requiring special handling shall be placed directly in the designated area by the Person dropping it off.

29.4 Material requiring special handling is only accepted Mondays to Fridays, between the hours of 8:30 a.m. and 3:00 p.m.

30. Fees

30.1 The Region shall set fees to be paid by Persons for the drop-off of Material at Regional Drop-Off Locations.

30.2 The fees are set out in the Region's Fees and Charges By-law as amended from time to time.

31. Access

31.1 Access to a Regional Drop-Off Location shall be limited to the days and times As Designated by the Region. Days and hours of operation are posted at each permanent location.

31.2 Access to a Regional Drop-Off Location shall be limited to Persons who are:

- (a) commercial haulers who have provided a copy of their Ministry of the Environment, Conservation and Parks Waste Management System Certificate and, when requested by the Region, proof satisfactory to the Region that the Material they bring for drop-off has been generated from within the Region; or

- (b) non-commercial haulers who, upon request, have provided proof of their residency in the Region satisfactory to the Region.

31.3 The Region may further limit access to certain Regional Drop-Off Locations As Designated.

31.4 The Region may specify time schedules and pre-deposit conditions for Persons seeking access to a Regional Drop-Off Location.

31.5 The Region may refuse access to a Person at the Region's discretion if:

- (a) the Person has violated this By-law;
- (b) the Person is likely to violate this By-law;
- (c) the Person owes money to the Region pursuant to this By-law;
- (d) the Person is transporting Material which is unacceptable for deposit at the Regional Drop-Off Location;
- (e) the Person's vehicle load is not fully covered and/or secured;
- (f) the Person's vehicle appears to be unsafe; or
- (g) the Person uses abusive or offensive language or behaviour toward workers or other Persons at the Regional Drop-Off Location.

PART V - REGIONAL DROP-OFF LOCATION RESTRICTIONS AND RESPONSIBILITIES

32. Drop-off Restrictions

32.1 The following restrictions apply at Regional Drop-Off Locations:

- (a) all drivers shall ensure the vehicle load is fully covered and/or secured and the vehicle is not over loaded;

- (b) all drivers shall bring vehicles to a complete stop and await the direction of the Region's site attendant before entering or leaving the weigh scale;
- (c) all drivers shall identify the Material type and source to the Region's site attendant;
- (d) all vehicles shall weigh inbound and outbound unless instructed otherwise by the Region's site attendant;
- (e) no Material originating from outside the Region shall be dropped off;
- (f) all Material deposited shall become the property of the Region and may be salvaged, recycled, reclaimed, disposed of and otherwise dealt with as the Region may deem fit;
- (g) no Person, while at a Regional Drop-Off Location, shall operate a vehicle or do any other thing without exercising due care and attention or in a manner that causes or is likely to cause injury or harm to any Person or damage to any property;
- (h) no Person, while at a Regional Drop-Off Location, shall:
 - i. indulge in any riotous, violent, threatening or illegal conduct, or use profane or abusive language as determined by the Region; or
 - ii. create a Nuisance or in any way interfere with the use of a Regional Drop-Off Location by any other Person;
 - iii. Any person deemed by staff to be engaging in these behaviours may be refused service and/or requested to leave the premises.
- (i) no Person shall deposit or allow or cause to be deposited Materials except in bins or disposal areas for such purposes;
- (j) all Persons shall at all times obey all signs and directions of the Region, its site attendants or staff or contractors' staff;

- (k) all Persons shall enter or exit a Regional Drop-Off Location by the designated access and exit routes;
- (l) no Person shall deposit or permit to be deposited Garbage into recycling bins or composting areas;
- (m) no Person shall deposit Recyclable Material including Leaf and Yard Material, Green Bin Material, Blue Box Material, Grey Box Material and/or other Material As Designated into the Garbage area located at the Drop-off/Recycling Depot or in the area designated for Landfilling;
- (n) no Person shall cause or permit a vehicle to idle for more than three (3) minutes in a sixty (60) minute period.

32.2 Violation(s) of Restrictions at Regional Drop-Off Locations:

- (a) On the first occasion of violation of any of the restrictions in Section 32.1 above, a written warning notifying the Person of his/her violation may be issued by the Region; or
- (b) On the first or any subsequent occasion of violation of any of the restrictions in Section 32.1 above, the Person may be charged with an offence under the *Provincial Offences Act*, R.S.O. 1990, c. P.33, or as amended, of having violated this By-law, and may also be subject to being refused access to Regional Drop-Off Locations.

33. No Trespassing

33.1 No Person shall unlawfully enter a Regional Drop-Off Location at any time.

33.2 No Person shall unlawfully enter the land strip around the perimeter of a Regional Drop-Off Location (buffer lands) or a Regional Drop-Off Location property during the time that the Regional Drop-Off Location is closed.

33.3 No Person shall enter with or operate an off-road vehicle or bike of any type on any part of a Regional Drop-Off Location and/or the land strip around the perimeter of a Regional Drop-Off Location (buffer lands).

34. Drop-off Responsibilities

34.1 Every Person dropping off Material at a Regional Drop-Off Location shall:

- (a) drop off only Material acceptable for deposit As Designated;
- (b) comply with all orders or directions given by the Region's site attendants or contractors' staff;
- (c) obey all speed limit signs and other signs posted at a Regional Drop-Off Location;
- (d) separate each type of Material and deposit in areas designated for such Material by the Region;
- (e) unload Material in a safe manner and use extreme caution while unloading;
- (f) remove covers/tarpaulins and/or release turnbuckles on vehicles only in the unloading area and at the direction of the Site Attendants or contractor's staff;
- (g) remove any remaining loose Material from vehicles before leaving the unloading areas;
- (h) close and secure, in a manner acceptable to the Region, all unloading doors with chains or acceptable alternatives before departure from the unloading areas;
- (i) ensure that any child under the age of 12 remain inside the vehicle at all times;
- (j) ensure that children act responsibly at all times when outside the vehicle;
- (k) ensure that animals remain inside the vehicle at all times;
- (l) acknowledge and accept that any Person entering a Regional Drop-Off Location does so at their own risk. The Person and the Owner of

any vehicle brought upon a Regional Drop-Off Location agrees to save the Region, its contractors, agents and employees, harmless from any damages or claims whatsoever to themselves or their property, or to any other Person or property whatsoever, arising from such Person's negligence or failure to comply with their responsibilities as set out in this By-law, As Designated or otherwise;

- (m) not depart from the Regional Drop-Off Location until the relevant fees as set by the Region from time to time are paid in full, whether by cash, debit, or charged to an authorized account;
- (n) conform strictly to all legislative requirements including, in particular, the *Environmental Protection Act*, the *Occupational Health and Safety Act*, R.S.O. 1990, Ch. 0.1, and any other relevant successor legislation, any relevant regulations there under, any relevant Environmental Compliance Approval(s), and any relevant Regional By-laws, Policies, and Procedures; and
- (o) not smoke any substance anywhere on or near a Regional Drop-Off Location.

35. Refusal

35.1 The Region reserves the right to refuse to accept for drop-off any Material for operational and/or material handling reason.

35.2 The Region reserves the right to refuse to accept for drop-off Acceptable Blue Box and Grey Box Material or Household Hazardous Waste Material of large commercial quantity as determined by the Region.

36. Safe Loads

36.1 Persons entering a Regional Drop-Off Location shall ensure that all Material transported is secure, covered, tied, or enclosed to prevent any Material from falling onto any roadway or Public Property.

PART VI - FURTHER RESTRICTIONS

37. Illegal Dumping

37.1 **General Prohibition:**

No Person shall dump, drop, sweep, throw, cast or otherwise deposit; or permit his/her contractor, agent, employee, child under his/her care or control or animal under his/her care or control to dump, drop, sweep, throw, cast or otherwise deposit; or permit a vehicle owned by an Owner to be used by any Person for the purpose of dumping, dropping, sweeping, throwing, casting or otherwise depositing any Material whatsoever on or in any road or Public Property, or at the entrance to or around the perimeter of a Regional Drop-Off Location.

37.2 **Prohibition re: Public Space Litter/Recycling Bin:**

No Person shall dump or otherwise deposit, or permit their contractor, agent, employee, child under their care or control or animal under their care or control to dump or otherwise deposit; or permit a vehicle owned by an Owner to be used by any Person for the purpose of dumping or otherwise depositing any Material generated on a Premises owned or occupied by that Person, or at any time in the Care and Control of that Person, into or within a one (1) metre radius of a Public Space Litter/Recycling Bin on any road or Public Property.

37.3 **Prohibition re: Care and Control:**

No Person shall permit Material at any time in the Care and Control of that Person to be dumped, dropped, swept, thrown, cast or otherwise deposited by any other Person in contravention of Section 37.1 of this By-law.

37.4 For the purpose of Subsections 15.4, 37.2 and 37.3, Material shall be deemed to have been within the Care and Control of a Person at a point in time if the Material included any Material typically associated with or used by that Person and shall include but is not restricted to the following Materials:

- (a) mail and other paper products bearing the name, address or other identifying characteristics typically associated with that Person;

- (b) Material that can on a balance of probabilities be shown to have been purchased by that Person;
- (c) Material that can on a balance of probabilities be shown to have originated from Premises with respect of which a Person is considered an Owner and during the time the Person was considered an Owner;
- (d) Materials that can on a balance of probabilities be shown to have been transported in a motor vehicle owned or under the Care and Control of the Person.

38. Scavenging

38.1 No Person shall, without the written approval of the Region, Scavenge, interfere with, pick over, disturb, remove or scatter any Material set out for collection.

38.2 No Person shall Scavenge, interfere with, pick over, disturb, remove or scatter any Material at a Regional Drop-Off Location unless the Material has been designated for re-use by the Region and the Person has received permission from the Region.

39. Saving Provisions

39.1 A Person shall not be liable under Section 37.3 if they can establish on the basis of a balance of probabilities that such Material, deemed by Section 37.4 to have been within the Care and Control of that Person was in fact never in that Person's care or control.

39.2 A Person or Owner shall not be liable for breach of either Section 15.4 or 37.3 of this By-law if they establish on a balance of probabilities that they took all reasonable precautions to prevent occurrence of the offence.

PART VII - ENFORCEMENT

40. Friendly Reminders

- 40.1 To encourage compliance with this By-law, the Region may use Friendly Reminders and Final Friendly Reminders to identify or inform Persons or Owners of Non-compliance.
41. Where a Person or Owner is in Non-compliance with this By-law and if the Non-compliance continues, despite the Region's attempts to obtain voluntary compliance, the Region may issue an Order as outlined in Section 48 Notifications.
- 41.1 Notwithstanding any other provision of this By-law, no Person or Owner shall be charged with an offense for setting out, or permitting to be set out contrary to this By-law (included specific As Designated areas or collection times or schedules), any Collectable Material for collection where the As Designated provisions have not been published or communicated as set out in Section 16.6 of this By-law.
- 41.2 In addition to the publication and communication of As Designated changes set out in Section 16.6, the Region will issue a minimum of one (1) written notification to inform the Owner of the As Designated alternate schedule for the As Designated area before any such Owner is charged with an offense as set out above.
42. Enhanced Services
- 42.1 Offences under this By-law apply to all enhanced services as may be applicable.

PART VIII – OFFENCES, PENALTIES, AND FINES

43. Offences

- 43.1 Section 425 of the *Municipal Act, 2001* provides that a municipality may pass by-laws providing that a person who contravenes a by-law of the municipality passed under this Act is guilty of an offence.

44. Fines – *Provincial Offences Act*

44.1 Every person who contravenes any provision of this By-law is guilty of an offence, and upon conviction is liable to a fine as provided for by the *Provincial Offences Act, R.S.O. 1900, Chapter P.33*, as amended.

45. Fines – *Municipal Act, 2001*

45.1 Section 429(1) of the *Municipal Act, 2001*, provides that a municipality may establish a system of fines for offences under a by-law of the municipality passed under the *Municipal Act, 2001*.

45.2 Every Person who contravenes a provision of this By-law, and every director or officer of a corporation who knowingly concurs in the contravention of this By-law by the corporation, is guilty of an offence under the provisions of the *Municipal Act, 2001*, and is liable on conviction to a penalty, where the minimum fine shall not exceed \$500 (save and except the fine for “Illegal Dumping” which carries a minimum fine of \$750), and a maximum fine, shall not exceed \$100,000, exclusive of costs under the provisions of the *Municipal Act, 2001*.

45.3 In the case of a continuing offence(s), every person who contravenes any provision of this By-law, and every director or officer of a corporation who knowingly concurs in the contravention of this By-law by the corporation, is guilty of an offence, and is liable on conviction, to a penalty not exceeding \$10,000 per day, or part thereof, exclusive of costs, under the provisions of the *Municipal Act, 2001*.

45.4 In the case of a multiple offence, for each offence included in the multiple offence, a minimum fine shall not exceed \$500 (save and except the fine for “Illegal Dumping” which carries a minimum fine of \$750) and a maximum fine shall not exceed \$10,000.

45.5 Notwithstanding Section 45.3 and Section 45.4, and in accordance with the provisions of the *Municipal Act, 2001*, the total of all fines for the continuous offences or multiple offences, is not limited to \$100,000.

46. Special Fines

- 46.1 In addition to the fines in Sections 44 and 45, a special fine is also chargeable and may exceed \$100,000, where an offence of this By-law has been committed and there is evidence that the Person who has committed the offence has achieved an economic advantage or gain from contravening this By-law. The intent of this section is to eliminate or reduce such economic advantage or gain or to deter the Person from further Non-compliance with this By-law.
47. Alternative Set Fine Procedure
- 47.1 In the discretion of the Region, charges may be laid for offences committed in contravention of this By-law using the certificate of offence set fine procedure set out under Part I of the Provincial Offences Act, R.S.O. 1990, Ch. P.33, or any successor legislation.
48. Order Prohibiting Continuation
- 48.1 When a Person or Owner has been convicted of an offence under this By-law, and in addition to any other remedy and to any penalty imposed by the By-law including a fine and a remedial action fee as set out in Section 49, the court in which the conviction has been entered and any court of competent jurisdiction thereafter may make an order prohibiting the continuation or repetition of the offence by the Person or Owner convicted.
49. Work Orders
- 49.1 Where the Region is satisfied that a Person or Owner has failed to comply with any provision of this By-law, and a contravention has occurred, the Region may, by written notice, issue an order requiring the Person or Owner who contravened the By-law, or who caused or permitted the contravention, or the Person or Owner or Occupant of the land on which the contravention occurred, to do work to correct the contravention, as set out in the *Municipal Act, 2001*, S.O. 2001, c.25, or as amended.
- 49.2 The Order shall set out:
- (a) The municipal address and/ or the legal description of the property or land on which the contravention occurred;

- (b) Reasonable particulars of the contravention adequate to identify the contravention;
- (c) The work to be done and the date by which there must be compliance with the Order.

49.3 Every Person or Owner who contravenes an Order is guilty of an offence.

49.4 Any Order issued under this By-law may be given by ordinary mail, registered mail or hand delivered to the address of the Person or Owner according to the last revised assessment roll of the subject property or the notice may be posted at the subject property, and such service shall be deemed good and sufficient service.

49.5 Where an Order has been served on an Owner/Occupant by personal service or posting a copy on the property, it is deemed to be delivered immediately.

49.6 Where an Order is given by: ordinary mail, it is deemed to have been received three (3) days after mailing; and by registered mail, it is deemed to have been received on date of delivery.

49.7 Every Person or Owner shall comply with any Order issued under the authority of this By-law.

50. Remedial Actions

50.1 Where a Person or Owner is in default of an Order, the Region may, without notice and in addition to any other action, cause the work to be done at the Person or Owner's expense. Without limitation, the Region, its employees, agents or contractors may access and remove such Material or carry out the work required to make the property comply with this By-law.

50.2 Any Material removed may be immediately disposed of.

50.3 The Region may invoice the Person or Owner for all costs associated with the work done pursuant to Section 46 including, but not limited to, court costs, Regional and/or local government administrative and legal fees, contractors' invoices, disposal fees and interest at a rate of fifteen (15%)

per cent per annum from the day the Region incurs such costs. The Region may include a minimum disposal charge of one hundred and fifteen (\$115.00) dollars in the event the Material cleaned up is not separately weighed.

- 50.4 Such costs may be charged and enforced separately or in addition to any other enforcement action undertaken pursuant to this By-law, not as an alternative to same.
- 50.5 In the event that a Person or Owner was provided an invoice for costs in accordance with Section 48, and the invoice is not paid by the Person or Owner within sixty (60) days of issuance, the costs may be recovered by action or by adding the costs to the tax roll and collecting them in the same manner as taxes in accordance with section 446 of the *Municipal Act, 2001*, S.O. 2001, c.25, as may be amended from time to time.
- 50.6 The amount of the costs constitutes a lien on the land or Premises involved upon the registration in the proper land registry office of a notice of lien.
51. Entry for Enforcement
- 51.1 By-law enforcement officers may enter on private properties or new and redeveloped roadways on private or public properties for the purpose of enforcing this By-law, but may not enter a residential dwelling without the occupant's permission, or unless so authorized by order of a court of competent jurisdiction.

PART IX - GENERAL

52. Conflicts of Laws

- 52.1 Where a provision of this By-law conflicts with a provision of another By-law in force in the Region, the provisions that establish the higher standards to protect the health, safety and welfare of the general public shall prevail.

53. Schedules

53.1 The Schedules to this By-law form an integral part of this By-law.

54. Further Information on Material Preparation

54.1 More detailed instructions on preparation of Material for collection or drop off at a Regional Drop-Off Location are available on the Region's website at www.niagararegion.ca or in publications updated and distributed by the Region from time to time or by contacting the Waste Info-line Monday to Friday, 8:30am – 4:30pm, at 905-356-4141 or Toll-free at 1-800-594-5542.

54.2 More detailed instructions on preparation of Blue Box Material and Grey Box Material not collected by the Region and falls under the provincial Common Collection System along with related customer service inquiries are available at the Producer Responsibility Organization (PRO) website circularmaterials.ca/niagara.

55. Delegation of Powers to Commissioner of Public Works

55.1 The Commissioner of Public Works or their designate is delegated the administrative power by Council to implement minor program changes which have no negative financial impact and/or minimal service level implications to the Waste Management system of the Region under this Bylaw, including but not limited to:

- (a) alteration to the classes and lists of Material in this By-law requiring specific treatment or preparation for collection or drop-off at Regional Drop-Off Locations;
- (b) appoint By-law Enforcement Officers for the purpose of the enforcement of this By-law;
- (c) changes to the forms in use for notification to the public, such as Friendly Reminders, and Friendly Final Reminders;
- (d) changes to the requirements for Material preparation for collection or drop-off at a Regional Drop-Off Location;

- (e) changes to the procedure for scheduling collection of specialty items such as Bulky Goods;
- (f) changes to the new and redevelopment agreements as set out in Section 20;
- (g) temporary changes to access, time schedules or opening hours at Regional Drop-Off Locations; and
- (h) establishment of such other matters as are necessary for the proper administration of this By-law.

56. Severability

56.1 If any provision of this By-law is declared invalid for any reason by a court of competent jurisdiction, only that invalid portion of the By-law shall be severed and the remainder of the By-law shall still continue in force.

57. Environmental Compliance Approvals

57.1 The provisions of this By-law shall be subject to the terms of the Environmental Compliance Approvals for any Regional Drop-Off Location or any other waste management facilities or systems operated by or on behalf of the Region, and any relevant statutes and regulations.

58. References

58.1 Any reference to a statute is to such statute and to the regulations made pursuant to it, as such statute and regulations may at any time be amended or modified and in effect, and to any statute or regulations that may be passed that have the effect of supplementing or superseding such statute or regulations.

59. Short Title of By-law

59.1 The short title of this By-law is the "Waste Management By-law".

60. Force and Effect Date

Bill No. 2022-32

Authorization Reference: PWC 4-2022;

Minute Item 6.1

Amended by By-law No. 2022-60

CL 15-2022;

Minute Item 9.1.1

Amended By By-law No. 2023-91

PWC 11-2023

Minute Item 5.3

60.1 Except as otherwise specified in this By-law, this By-law shall come into force and effect on the date passed by Regional Council.

61. Interpretation

61.1 The necessary grammatical changes required to make the provisions of this By-law applicable to corporations, partnerships, trusts and persons, and to include the singular or plural meaning where the context so requires, shall in all cases be assumed as though fully expressed.

61.2 The words "include" and "including" are not to be read as limiting the meaning of a word or term to the phrases or descriptions that follow.

61.3 The insertion of headings and the division of this By-law into sections and subsections are for convenience of reference only and shall not affect the interpretation thereof.

62. Repeal of Prior By-law

62.1 By-law No. 2017-56 is hereby repealed.

THE REGIONAL MUNICIPALITY OF NIAGARA

James Bradley, Regional Chair

Ann-Marie Norio, Regional Clerk

Passed: May 19, 2022

SCHEDULE "A"

COLLECTABLE VOLUME LIMITS

Table 1: Garbage Container Limits

Type of Premises (as Assessed by MPAC)	Container Limit	Collection Frequency
<p>A. Low Density Residential (LDR) Premises including:</p> <ul style="list-style-type: none"> • single-family detached with one self-contained unit, • semi-detached residential with 2 residential homes, both self-contained units; • duplex residential structure with 2 self-contained units; • residential buildings with three (3) to six (6) units; • cottage properties with up to six (6) cottages; • Bed and Breakfast establishments with three (3) bedrooms or less; • structures with six (6) or more units that are considered horizontal, row or townhouses or condo housing; • vertical structures where all units have a primary exterior door directly accessing ground level that is visible from the collection point (including stacked townhouse structures) • trailer parks (only those classified as LDR in MPAC), • boarding homes with six (6) or fewer rooms; and • residential farms 	<p>2 per self-contained unit</p>	<p>Every-other-week</p>

SCHEDULE "A"

COLLECTABLE VOLUME LIMITS

Type of Premises (as Assessed by MPAC)	Container Limit	Collection Frequency
<p>B. Multi-Residential Premises are residential buildings containing seven (7) or more self-contained units, including but not limited to, apartments, condominiums and rentals, nursing and retirement homes, cottage properties with seven (7) or more cottages, boarding homes with seven (7) or more rooms, Group Homes, and vertical structures (stacked townhouses or similar style) where one or more unit does not have a primary external access door directly accessing ground level and cannot be serviced as a Type A Premises, and mobile homes (not assessed by MPAC as Low Density Residential Units).</p>	<p>2 per self-contained unit up to a maximum 24 per building</p>	<p>Every-other-week</p>
<p>C. Premises used for one or more institutional, commercial or industrial purposes inside Designated Business Area and Bed and Breakfasts with four (4) or more bedrooms inside Designated Business Areas.</p>	<p>Maximum 4 per Premises</p>	<p>Weekly</p>
<p>D. Mixed use Premises used for one or more institutional, commercial or industrial and residential purposes inside Designated Business Area.</p>	<p>Maximum 4 per Premises</p>	<p>Weekly</p>
<p>E. Premises used for one or more institutional, commercial or industrial purposes outside Designated Business Area and Bed and Breakfasts with four (4) or more bedrooms outside Designated Business Areas are Type E Premises.</p>	<p>Maximum 8 per Premises</p>	<p>Every-other-week</p>
<p>F. Mixed use Premises used for one or more institutional, commercial or industrial and residential purposes outside Designated Business Area.</p>	<p>Maximum 8 per Premises</p>	<p>Every-other-week</p>

SCHEDULE “A”

COLLECTABLE VOLUME LIMITS

Table 2: Recycling Container Limits

Type of Premises (as Assessed by MPAC or as defined under O. Reg. 391/21)	Container Limit	Collection Frequency
C. Premises used for one or more institutional, commercial or industrial purposes inside Designated Business Area and Bed and Breakfasts with four (4) or more bedrooms inside Designated Business Areas.	Unlimited	Weekly
D. Mixed use Premises used for one or more institutional, commercial or industrial and residential purposes inside Designated Business Area.	Commercial Component Only: Unlimited Residential Component: Provided through the provincial Common Collection System.	Weekly
E. Premises used for one or more institutional, commercial or industrial purposes outside Designated Business Area and Bed and Breakfasts with four (4) or more bedrooms outside Designated Business Areas are Type E Premise.	Combined limit of the eight (8) Blue and Grey Carts or the equivalent in Blue and Grey Boxes as determined solely by the Region.	Weekly

SCHEDULE "A"

COLLECTABLE VOLUME LIMITS

Type of Premises (as Assessed by MPAC or as defined under O. Reg. 391/21)	Container Limit	Collection Frequency
F. Mixed use Premises used for one or more institutional, commercial or industrial and residential purposes outside Designated Business Area.	Commercial Component Combined limit of the eight (8) Blue and Grey Carts or the equivalent in Blue and Grey Boxes as determined solely by the Region. Residential Component: Provided through the provincial Common Collection System.	Weekly

SCHEDULE "A"

COLLECTABLE VOLUME LIMITS

Table 3: Organic Container Limits

Type of Premises (as Assessed by MPAC)	Container Limit	Collection Frequency
<p>A. Low Density Residential (LDR) Premises including:</p> <ul style="list-style-type: none"> • single-family detached with one self-contained unit; • semi-detached residential with 2 residential homes, both self-contained units; • duplex residential structure with 2 self-contained units; • residential buildings with three (3) to six (6) units; • cottage properties with up to six (6) cottages; • Bed and Breakfast establishments with three (3) bedrooms or less; • structures with six (6) or more units that are considered horizontal, row or townhouses or condo housing; • Vertical structures where all units have a primary exterior door directly accessing ground level that is visible from the collection point (including stacked townhouse structures); • trailer parks (only those classified as LDR in MPAC); • boarding homes with six (6) or fewer rooms; and • residential farms 	<p>Unlimited per self-contained unit</p>	<p>Weekly</p>

SCHEDULE "A"

COLLECTABLE VOLUME LIMITS

Type of Premises (as Assessed by MPAC)	Container Limit	Collection Frequency
<p>B. Multi-Residential Premises are residential buildings containing seven (7) or more self-contained units, including but not limited to, apartments, condominiums and rentals, nursing and retirement homes, cottage properties with seven (7) or more cottages, boarding homes with seven (7) or more rooms, Group Homes, and vertical structures (stacked townhouses or similar style) where one or more unit does not have a primary external access door directly accessing ground level and cannot be serviced as a Type A Premises, and mobile homes (not assessed by MPAC as Low Density Residential Units).</p>	<p>Quantity as determined by the Region on a request only basis for Green Bins or Carts</p>	<p>Weekly</p>
<p>C. Premises used for one or more institutional, commercial or industrial purposes inside Designated Business Area and Bed and Breakfasts with four (4) or more bedrooms inside Designated Business Areas.</p>	<p>Unlimited</p>	<p>Weekly</p>
<p>D. Mixed use Premises used for one or more institutional, commercial or industrial and residential purposes inside Designated Business Area.</p>	<p>Unlimited</p>	<p>Weekly</p>
<p>E. Premises used for one or more institutional, commercial or industrial purposes outside Designated Business Area and Bed and Breakfasts with four (4) or more bedrooms outside Designated Business Areas are Type E Premises.</p>	<p>Limit of eight (8) Green Carts or the equivalent number of Green Bins as determined solely by Niagara Region.</p>	<p>Weekly</p>
<p>F. Mixed use Premises used for one or more institutional, commercial or industrial and residential purposes outside Designated Business Area.</p>	<p>Unlimited</p>	<p>Weekly</p>

SCHEDULE B

FRIENDLY REMINDER NOTICE



Dear Property Owner/Tenant:

Failure to comply with the following may result in charges under Niagara Region's Waste Management By-Law. To ensure compliance with guidelines noted below, Enforcement Staff will return to the property on: _____

NON-COMPLIANT SETOUT

- Garbage placed at the curb on the wrong week
- Materials (garbage, recycling, Green Bin, large household items, etc.) must **NOT** be set out before 5 p.m. on the evening before scheduled collection and must be at the curb by 7 a.m., the day of collection.
- Containers and any material not collected **MUST** be removed from the curbside no later than 7 p.m. on your collection day
- Container or bag is more than 91 cm (3ft.) in height by 61 cm (2 ft.) in diameter and/or has an affixed lid
- Materials must **NOT** be placed at the curbside in an uncontained pile
- Containers or bags weigh more than 22.7 kg (50 lbs)
- Materials must be removed immediately from the curbside

OVER LIMIT

- Your property is over the maximum garbage container/bag limit of ____ per collection
- Property does not have a diaper exemption

BULKY GOODS/LARGE ITEMS

- Residents of single-family, semi-detached or properties with six units or less are required to:
Complete the online booking form at niagararegion.ca/waste or call GFL 1-855-971-4550 at least **2 BUSINESS DAYS IN ADVANCE** of your regular collection day to arrange a **FREE** pick up.
- A maximum of four items can be booked for collection
- Large item pick up is not available for:
 - Apartments with 7 or more units
 - Mixed use properties (commercial and residential)
 - Commercial, industrial or institutional properties

Waste Info-Line
905-356-4141 or 1-800-594-5542
Monday to Friday: 8 a.m. - 5 p.m.

Niagara Region
niagararegion.ca/waste

SCHEDULE B

FRIENDLY REMINDER NOTICE



UNACCEPTABLE MATERIALS

- Household Hazardous Waste. Accepted **FREE** of charge at Household Hazardous Waste Depot. Commercial material not accepted.
- Syringes and sharps
- Automotive parts and tires
- Electronics, appliances and metal household items
- Construction, renovation or demolition materials. Materials can be taken directly to the landfill. Disposal fees will apply.
- Garbage containing recycling, Green Bin or Leaf & Yard Materials

BLUE/GREY BOX

- Mixed Blue and Grey Box materials are **NOT** acceptable
- Material not accepted in recycling program
- All plastic bags and recyclable plastic film and outer-wrap must be placed inside one plastic bag (not loose) in the Grey Box
- Cardboard must be bundled together and no larger than 91 cm (3 ft.) x 91 cm (3 ft.) x 91 cm (3 ft.)

GREEN BIN/LEAF & YARD/BRANCHES

- Grass not collected curbside
 - Sod, soil, stumps, gravel are not collected curbside
 - Liquid material is not permitted in the Green Bin
 - Material must **NOT** be placed in plastic bags or cardboard boxes for collection
 - Loose materials including leaves and branches are not accepted
 - Branches are only collected on designed collection weeks. The next collection week in your area is
-
- Branches **MUST** be tied in bundles no longer than 1.5 m (5 ft.) and no wider than 0.5 m (1.6 ft.). Individual branches cannot exceed 7 cm (2.7 in.) in diameter.

NOTES/COMMENTS

Waste Info-Line
905-356-4141 or 1-800-594-5542
Monday to Friday: 8 a.m. – 5 p.m.

Niagara Region
niagararegion.ca/waste

December 22, 2023

Sent via E-mail
david.piccinico@pc.ola.org

David Piccini, MPP
Northumberland-Peterborough South
117 Peter St
Port Hope, ON L1A 1C5

Re: Rising Municipal Insurance Costs

Dear MPP Piccini,

At its regular meeting held December 12, 2023, the Council of the Township of Asphodel-Norwood considered the above-noted matter and passed the following resolution:

WHEREAS Ontario Municipalities are experiencing higher insurance rates at each renewal with limited access to insurance providers willing to quote on municipal insurance needs;

AND WHEREAS the Township of Asphodel-Norwood's annual insurance premiums have increased from \$150,280 to \$299,729 from 2020 to 2024, representing an accumulated increase of 99.5% over this period;

AND WHEREAS these annual increases are unsustainable and divert funds from critical municipal services as one of the most significant constraints in limiting yearly tax levy increases;

NOW THEREFORE BE IT RESOLVED that the Council of the Township of Asphodel-Norwood directs staff to send a letter to the MPP for Northumberland-Peterborough South calling for action to reduce insurance costs;

AND FURTHER BE IT RESOLVED that this Resolution be forwarded to the Association of Municipalities of Ontario (AMO), the Minister of Finance, the Minister of Municipal Affairs and Housing, and all Ontario Municipalities for support.

Trusting you will find the foregoing satisfactory, but please do not hesitate to reach out with any questions or concerns.

Sincerely,



Melanie Hudson, Acting Clerk
Township of Asphodel-Norwood

-2-

Cc: Hon. Peter Bethlenfalvy, Minister of Finance
Hon. Steve Clark, Minister of Municipal Affairs and Housing
Association of Municipalities of Ontario (AMO)
All Ontario Municipalities



Legislative Services
Jaclyn Grossi
905-726-4768
clerks@aurora.ca

Town of Aurora
100 John West Way, Box 1000
Aurora, ON L4G 6J1

December 19, 2023

The Right Honourable Justin Trudeau
Prime Minister of Canada
80 Wellington Street
Ottawa, ON K1A 0A2

Delivered by email
justin.trudeau@parl.gc.ca

The Honourable Doug Ford, Premier of Ontario
Premier's Office, Room 281
Legislative Building, Queen's Park
Toronto, ON M7A 1A1

Delivered by email
premier@ontario.ca

Dear Prime Minister Trudeau and Premier Ford:

**Re: Town of Aurora Council Resolution of December 12, 2023
Motion 10.3 – Councillor Gilliland; Re: Community Safety and Inciteful Speech**

Please be advised that this matter was considered by Council at its meeting held on December 12, 2023, and in this regard, Council adopted the following resolution:

Whereas there has been an escalation in terrorist activity and unrest around the world that has triggered homeland rallies and advocacy that supports inciteful actions, which are causing uncertainty and unsafe feelings in our own country; and

Whereas inciteful speech is knowingly being utilized to create division, manipulation and spread misinformation, which could be defined as violent extremist propaganda and encouraging violent crimes; and

Whereas any loss of innocent civilian life is unacceptable and tragic; and

Whereas other local municipal councils and residents in Aurora have expressed concerns of uncertainty and safety who are asking for peace, protection and security; and

Whereas law exists to help maintain public safety, security, peace and order in society, and in Canada, where the responsibility for criminal justice is shared between the Federal, Provincial and territorial governments; and

Whereas it is important to protect our general freedoms of speech, while respecting the principles to protect and respect human rights, whether in

person or in a free, open and secure internet, and to ensure transparency and accountability;

- 1. Now Therefore Be It Hereby Resolved That the Town of Aurora acknowledges that residents in the community have expressed feelings of uncertainty and safety concerns, due to the recent global unrest, and condemns all acts of terror and violence resulting in loss of life or injury; and**
- 2. Be It Further Resolved That the Town of Aurora call on all levels of government to acknowledge this uncertainty and safety concerns in Canada and look to strengthening their available tools to deny inciteful speech that encourages violent extremists the ability to publicly manipulate, advocate, and incite violence or physical harm to another human being, whether it be online or in person; and**
- 3. Be It Further Resolved That Council encourages our community and diverse local leaders of faith to bring the community together to promote peace, healing and understanding during this difficult time; and**
- 4. Be It Further Resolved That a copy of this resolution be provided to both the Federal and Provincial government and all municipalities in Ontario.**

The above is for your consideration and any attention deemed necessary.

Sincerely,



Jaclyn Grossi
Deputy Town Clerk
The Corporation of the Town of Aurora

JG/lb

Attachment (Council meeting extract)

Copy: All Ontario Municipalities



10. Motions

10.3 Councillor Gilliland; Re: Community Safety and Inciteful Speech

Moved by Councillor Gilliland

Seconded by Councillor Gaertner

Whereas there has been an escalation in terrorist activity and unrest around the world that has triggered homeland rallies and advocacy that supports inciteful actions, which are causing uncertainty and unsafe feelings in our own country; and

Whereas inciteful speech is knowingly being utilized to create division, manipulation and spread misinformation, which could be defined as violent extremist propaganda and encouraging violent crimes; and

Whereas any loss of innocent civilian life is unacceptable and tragic; and

Whereas other local municipal councils and residents in Aurora have expressed concerns of uncertainty and safety who are asking for peace, protection and security; and

Whereas law exists to help maintain public safety, security, peace and order in society, and in Canada, where the responsibility for criminal justice is shared between the Federal, Provincial and territorial governments; and

Whereas it is important to protect our general freedoms of speech, while respecting the principles to protect and respect human rights, whether in person or in a free, open and secure internet, and to ensure transparency and accountability;

1. Now Therefore Be It Hereby Resolved That the Town of Aurora acknowledges that residents in the community have expressed feelings of uncertainty and safety concerns, due to the recent global unrest, and condemns all acts of terror and violence resulting in loss of life or injury; and
2. Be It Further Resolved That the Town of Aurora call on all levels of government to acknowledge this uncertainty and safety concerns in Canada and look to strengthening their available tools to deny inciteful

speech that encourages violent extremists the ability to publicly manipulate, advocate, and incite violence or physical harm to another human being, whether it be online or in person; and

3. Be It Further Resolved That Council encourages our community and diverse local leaders of faith to bring the community together to promote peace, healing and understanding during this difficult time; and
4. Be It Further Resolved That a copy of this resolution be provided to both the Federal and Provincial government and all municipalities in Ontario.

Yeas (7): Mayor Mrakas, Councillor Weese, Councillor Gilliland, Councillor Gaertner, Councillor Thompson, Councillor Gallo, and Councillor Kim

Carried (7 to 0)



Legislative Services
Jaclyn Grossi
905-726-4768
clerks@aurora.ca

Town of Aurora
100 John West Way, Box 1000
Aurora, ON L4G 6J1

December 19, 2023

The Honourable Doug Ford, Premier of Ontario
Premier's Office, Room 281
Legislative Building, Queen's Park
Toronto, ON M7A 1A1

Delivered by email
premier@ontario.ca

Dear Premier Ford:

**Re: Town of Aurora Council Resolution of December 12, 2023
Motion 10.1 – Councillor Gilliland; Re: Homelessness Crisis**

Please be advised that this matter was considered by Council at its meeting held on December 12, 2023, and in this regard, Council adopted the following resolution:

Whereas the homelessness crisis is taking a devastating toll on families and communities, undermining a healthy and prosperous Ontario, and that Council accepts that the responsibility to address these challenges rests with community stakeholders, partners, and residents as well as regional, federal, and provincial governments and agencies; and

Whereas the Town of Aurora recognizes the challenges of mental health, addictions, and homelessness, which are complex issues that have a significant and detrimental impact on the residents of the Town of Aurora and surrounding areas within Ontario; and

Whereas addressing and responding to these issues has placed extreme stress on all levels of regional, municipal, and non-municipal programs and services, including various not-for-profit organizations and provincially funded health services within the Town of Aurora and surrounding areas;

- 1. Now Therefore Be It Hereby Resolved That the Town of Aurora acknowledge that homelessness in Ontario is a social, economic and health crisis, including people with substance use disorders; and**
- 2. Be It Further Resolved That the Town of Aurora commits to ending homelessness in the community in collaboration with the Region, and both the Provincial and Federal governments; and**

3. **Be It Further Resolved That the Town of Aurora call on the Region, the Province and Federal governments to increase action and supports on the following:**
 - a. **Commit to ending homelessness in Ontario; and**
 - b. **Work with the Association of Municipalities of Ontario (AMO) and a broad range of community, health, and economic partners to develop, resource, and implement an action plan to achieve this goal; and**
 - c. **Provide a long-term financial commitment to assist in the creation of more affordable and supportive housing for people in need, in York Region, including people with substance use disorders; and**
 - d. **Increase investments in evidence informed substance use prevention and mental health promotion initiatives that provide foundational support for the health, safety and well-being of individuals, families, and neighbourhoods, beginning from early childhood; and**
4. **Be It Further Resolved That a copy of this motion be sent to the Premier of Ontario; the Minister of Municipal Affairs and Housing; the Minister of Children, Community and Social Services; the Minister of Health; the Minister of the Solicitor General; the Minister of Finance; the Chief Medical Officer of Health; Town of Aurora local MPs and MPPs; the Association of Municipalities of Ontario; and all Ontario municipalities.**

The above is for your consideration and any attention deemed necessary.

Sincerely,



Jaclyn Grossi

Deputy Town Clerk

The Corporation of the Town of Aurora

JG/lb

Attachment (Council meeting extract)

Copy: Hon. Paul Calandra, Minister of Municipal Affairs and Housing
Hon. Michael Parsa, Minister of Children, Community and Social Services, MPP
Aurora—Oak Ridges—Richmond Hill

Hon. Sylvia Jones, Minister of Health
Hon. Michael S. Kerzner, Solicitor General
Hon. Peter Bethlenfalvy, Minister of Finance
Dr. Kieran Moore, Chief Medical Officer of Health
Dawn Gallagher Murphy, MPP Newmarket—Aurora
Tony Van Bynen, MP Newmarket—Aurora
Leah Taylor Roy, MP Aurora—Oak Ridges—Richmond Hill
Association of Municipalities of Ontario (AMO)
All Ontario Municipalities



10. Motions

10.1 Councillor Gilliland; Re: Homelessness Crisis

Moved by Councillor Gilliland

Seconded by Councillor Gaertner

Whereas the homelessness crisis is taking a devastating toll on families and communities, undermining a healthy and prosperous Ontario, and that Council accepts that the responsibility to address these challenges rests with community stakeholders, partners, and residents as well as regional, federal, and provincial governments and agencies; and

Whereas the Town of Aurora recognizes the challenges of mental health, addictions, and homelessness, which are complex issues that have a significant and detrimental impact on the residents of the Town of Aurora and surrounding areas within Ontario; and

Whereas addressing and responding to these issues has placed extreme stress on all levels of regional, municipal, and non-municipal programs and services, including various not-for-profit organizations and provincially funded health services within the Town of Aurora and surrounding areas;

1. Now Therefore Be It Hereby Resolved That the Town of Aurora acknowledge that homelessness in Ontario is a social, economic and health crisis, including people with substance use disorders; and
2. Be It Further Resolved That the Town of Aurora commits to ending homelessness in the community in collaboration with the Region, and both the Provincial and Federal governments; and
3. Be It Further Resolved That the Town of Aurora call on the Region, the Province and Federal governments to increase action and supports on the following:
 - a. Commit to ending homelessness in Ontario; and
 - b. Work with the Association of Municipalities of Ontario (AMO) and a broad range of community, health, and economic partners to

develop, resource, and implement an action plan to achieve this goal; and

- c. Provide a long-term financial commitment to assist in the creation of more affordable and supportive housing for people in need, in York Region, including people with substance use disorders; and
- d. Increase investments in evidence informed substance use prevention and mental health promotion initiatives that provide foundational support for the health, safety and well-being of individuals, families, and neighbourhoods, beginning from early childhood; and

4. Be It Further Resolved That a copy of this motion be sent to the Premier of Ontario; the Minister of Municipal Affairs and Housing; the Minister of Children, Community and Social Services; the Minister of Health; the Minister of the Solicitor General; the Minister of Finance; the Chief Medical Officer of Health; Town of Aurora local MPs and MPPs; the Association of Municipalities of Ontario; and all Ontario municipalities.

Yeas (7): Mayor Mrakas, Councillor Weese, Councillor Gilliland, Councillor Gaertner, Councillor Thompson, Councillor Gallo, and Councillor Kim

Carried (7 to 0)

TAY TOWNSHIP

450 Park Street
PO Box 100
Victoria Harbour, Ontario
L0K 2A0



December 21, 2023

Hon. Todd McCarthy
Minister of Public and Business Service Delivery
5th Floor
777 Bay St.
Toronto, ON M7A 2J3

sent via email Todd.McCarthy@pc.ola.org

Dear Hon. Todd McCarthy,

Re: Provincial Cemetery Management Support Request – Tay Township

Tay Township Council passed the following resolution during the December 20, 2023 Council Meeting regarding the Provincial Cemetery Management Support Request:

Whereas under the Funeral, Burial and Cremation Services Act, 2002 (FBCSA), when a cemetery is declared abandoned by a judge of the Superior Court Justice, the local municipality within whose geographic boundaries the land of the cemetery is located, becomes the owner of the cemetery with all the rights and obligations in respect of the cemetery and the assets, trust funds and trust accounts related to it that the previous owner or operator possessed;

And Whereas over the last decade, there has been an increase in the number of churches and local cemetery boards initiating processes to transfer ownership or abandon their owned and operated cemeteries to the local municipality due to such issues as high maintenance costs, inaccuracy of records, lack of financial and human resources to effectively operate and maintain the cemetery, increased regulatory processes regarding training, selling of interment rights, financial operation of the care and maintenance fund, etc.;

And Whereas municipalities experience the same issues and pressures that churches and local boards experience with the operation and maintenance of cemeteries within its jurisdiction, and additional transfers of cemetery lands only compound the burden on municipal taxpayers;

And Whereas cemeteries are important infrastructure where the reasonable costs for interment rights, burials, monument foundations, corner stones and administration charges do not sufficiently support the general operation of cemeteries;

TAY TOWNSHIP

450 Park Street
PO Box 100
Victoria Harbour, Ontario
L0K 2A0



And Whereas the interest earned from the care and maintenance fund(s) of a cemetery do not provide adequate funding to maintain the cemetery with the rising costs of lawn and turf maintenance contracts and monument restoration;

Now Therefore Be It Resolved that Council of the Township of Tay requests that the Province through the Ministry of Public and Business Service Delivery and the Bereavement Authority of Ontario (BAO) consider the following to assist municipalities in this growing concern of cemetery transfers:

- Amending the Funeral, Burial and Cremation Services Act, 2002 (FBCSA), to have the Province, through the BAO, identified as the default owner and operator of a cemetery when it is abandoned;
- Provide annual funding (based on the number of cemeteries a municipality owns and operates) to municipalities to assist with the maintenance of inactive and active cemeteries;
- Provide free training opportunities for municipalities regarding cemetery administration; and,
- Investigate and support the design of universal cemetery software for use by municipal cemetery operators that can be offered at an affordable cost;

And that this resolution be circulated to the Hon. Todd McCarthy, Ministry of Public and Business Service Delivery, Jim Cassimatis, BAO Interim CEO/Registrar, MPP Jill Dunlop and all Ontario municipalities.

Sent on behalf of Tay Township Council.

Yours truly,

A handwritten signature in black ink, appearing to read 'Katelyn Johns'.

Katelyn Johns, MPPA
Municipal Clerk

Cc: Jim Cassimatis, BAO Interim CEO/Registrar, Hon. Jill Dunlop, Minister of Colleges and Universities/MPP, and all Ontario municipalities.



The County of Brant

David Bailey
MAYOR

December 21, 2023

Re: County of Brant Resolution – Gender-based Violence and Intimate-partner Violence

I am writing on behalf of the County of Brant council to request that your municipality declare a gender-based violence and intimate partner violence epidemic across Canada, as seen in the attached County of Brant resolution which was passed at the County of Brant Council meeting of November 28, 2023.

Sincerely,

David Bailey
Mayor
County of Brant

Encl. County of Brant Resolution – Gender-based Violence and Intimate-partner Violence

November 28, 2023

Re: County of Brant Resolution – November 28, 2023

At the meeting of November 28, 2023, the Council of the County of Brant adopted the following:

WHEREAS more than 72 municipalities and regions including the Cities of Toronto, Ottawa, Burlington, Windsor, London, Woodstock and most recently, Brantford, along with Peel, Durham and Halton Regions, Norfolk County, Haldimand County, and, of course, Renfrew County, across Ontario have declared a gender-based violence and/or intimate partner violence epidemic; and

WHEREAS by declaring gender-based violence and intimate partner violence an epidemic, The County of Brant can join the growing number of municipalities and regions in Canada in demanding action from all levels of government to address this growing epidemic; and

WHEREAS the incidences of gender-based violence and intimate partner violence increased exponentially throughout the COVID-19 pandemic and have not decreased, while funding to provide the growing demand of services and support for victims and survivors of intimate partner and gender-based violence has not kept pace; and

WHEREAS In 2022, the Canadian Centre for Justice and Community Safety Statistics (a division of Statistics Canada) issued a report to the House of Commons Standing Committee on the Status of Women that highlighted the rural rate of reported intimate partner violence against women to be 598 per 100,000 population in Ontario, which compares to 378 per 100,000 population in urban locations; and

WHEREAS those experiencing gender-based and intimate partner violence in rural and farming communities, like those in the County of Brant, face unique risk factors such as isolation, lack of and/or barriers to service and support, strong traditions and community values around firearms, and a sense of responsibility for livestock and pets, which prevent women from seeking support and increase the risk of domestic violence and domestic homicide; and

WHEREAS The Brant OPP reported that, as of September 2023, year-to-date domestic disturbance calls have increased by 4.3%; and

WHEREAS Nova Vita answered over 4,500 crisis and support calls in 2022, and in the same year, 648 women who were seeking safe shelter from family violence were turned away because the shelters were full and had no bed space to offer them. This number doesn't include their children; and

WHEREAS In Ontario last year, a woman was killed every week (52 femicides in 52 weeks) and, In Canada, a woman was killed every 2 days; and

WHEREAS 30% of women report having experienced a sexual assault since the age of 15, and 44% of women report having experienced some form of intimate partner violence (IPV) in their lifetime; and

WHEREAS Gender-Based Violence impacts individuals, families, and communities, and it also places a costly burden on the health, social, and justice systems. In 2009, it was estimated that IPV had an economic cost of \$7.4 billion annually and sexual violence a cost of \$4.8 billion annually; and

WHEREAS the Province of Ontario states that it will not declare gender-based and intimate partner violence an epidemic as the term epidemic refers to the spread of diseases; and

WHEREAS Merriam Webster defines disease as a condition of the living animal or of one of its parts that impairs normal functioning and is typically manifested by distinguishing signs and symptoms; and

WHEREAS the numerous physical, psychological, and behavioral symptoms that are a consequence of gender-based and intimate partner violence reveal that it meets the definition of disease.

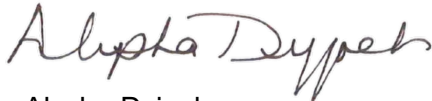
THEREFORE, BE IT RESOLVED:

- A. THAT The County of Brant Council DECLARE Gender-based violence and Intimate Partner Violence an epidemic in the County of Brant; and*
- B. THAT The County of Brant Council RECOMMEND that gender-based violence and intimate-partner violence be declared an epidemic in the Province of Ontario; and*
- C. That The County of Brant Council REQUEST that Femicide be added as a term to the Criminal Code of Canada and state its position to the Honourable Arif Virani, Minister of Justice and Attorney General Canada, and the Prime Minister of Canada; and*
- D. THAT The County of Brant Council REQUEST that the Federation of Canadian Municipalities (FCM), the Association of Municipalities of Ontario (AMO) and all municipalities and regions in Ontario declare a gender-based and intimate partner violence epidemic across the country; and*
- E. THAT The County of Brant REQUEST the provincial and federal governments rightfully declare intimate partner and gender-based violence an epidemic and enact the additional 95 recommendations from the inquest into the 2015 murders of Carol Culleton, Anastasia Kuzyk and Nathalie Warmerdam in Renfrew County, Ontario, which provide a roadmap to preventing intimate partner violence from escalating to femicide; and*
- F. THAT The County of Brant REQUEST that the provincial and federal governments provide the necessary support to municipalities, regions and their emergency and social*

services to meaningfully address the gender-based violence and intimate-partner violence epidemic; and

- G. THAT staff BE DIRECTED to assess what would be required to complete a Community IPV Action Plan that includes items such as resources to address the local IPV epidemic, an awareness campaign, funding a dedicated rural outreach worker through Nova Vita, approaches to engaging with at-risk youth, and other opportunities for County of Brant Council to support, and bring a report back to council before the end of the year for possible inclusions to be considered for the 2024 budget; and*
- H. THAT staff BE DIRECTED to include within the plan the ways the County of Brant can ensure that all victims of intimate partner violence are included, regardless of gender, sex, identity, family status, social economic status, and other barriers to accessing traditional intimate partner violence support services.*
- I. THAT a copy of this resolution BE FORWARDED to the Brant County Health Unit, as well as the three MPs and three MPPs representing the County of Brant residents.*

Respectfully,



Alysha Dyjach
Director of Council Services, Clerk
County of Brant



Tuesday, December 19, 2023

The Honourable Doug Ford
Premier of Ontario
premier@ontario.ca

Re: Advocacy– Short Term Rentals

Please be advised that the following resolution was adopted by Committee of the Whole at its meeting held on November 27, 2023 and subsequently ratified by City Council on December 11, 2023:

WITH RESPECT to the memorandum dated November 6, 2023 from Councillor Shelby Ch'ng, Vice Chair of Intergovernmental Affairs Committee, we recommend in support of the request to the Government of Ontario to establish a regulatory framework requiring digital platforms such as Airbnb and VRBO to:

- Require owners using the digital platforms to comply with municipal planning and licensing regulations; and
- Prevent advertising of properties that are not registered with the relevant municipality; and
- Provide a contact with the platform to ensure ongoing and effective communications for provincial and municipal officials;

AND THAT the City of Thunder Bay call upon the Province of Ontario to work with municipalities to address situations in which long term housing stock has been lost to corporate ownership of short-term rental properties;

AND THAT a copy of this resolution be forwarded to Premier Doug Ford, Minister of Municipal Affairs and Housing Paul Calandra, MPP Lise Vaugeois and MPP Kevin Holland, the Association of Municipalities of Ontario (AMO), the Northern Ontario Municipal Association (NOMA) and all municipalities in Ontario;

AND THAT any necessary by-laws be presented to Council for ratification.

CARRIED

Should you have any further questions relative to the above, please do not hesitate to contact the undersigned.

Yours very truly,



Dana Earle
Deputy City Clerk

Cc:

Minister of Municipal Affairs and Housing Paul Calandra
MPP Lise Vaugeois
MPP Kevin Holland
Association of Municipalities of Ontario (AMO)
Northern Ontario Municipal Association (NOMA)
All municipalities in Ontario

DOWNTOWN STRATFORD

November 17, 2023

Hon. Chrystia Freeland, Finance Minister
510-344 Bloor Street W
Toronto, Ontario M5S 3A7

Subject: The Downtown Stratford Business Improvement Area (DTSBIA) is Urging the Federal Government to Provide More Business Support for CEBA loan Businesses.

Dear Hon. Chrystia Freeland, Finance Minister,

The Downtown Stratford BIA was grateful to see some movement regarding the CEBA loans. However, after reviewing the new forgivable portion of the loans, in the announcement, the feedback from our partners, stakeholders, and members, all echoed the message that more needs to be done to lessen bankruptcies, vacancies and the subsequent increase in social issues in our community.

Tourist areas, such as Stratford, were the hardest hit by the pandemic as the stoppage of the revenue streams hit our entertainment industry and the ripple effect spilled over into restaurants, retail, and service providers. The Stratford economy was halted.

According to a 2023 report, taken from Statistics Canada's website, small businesses are major contributors to the Canadian economy. In 2022, businesses with 1 to 99 employees comprised 98.0% of all employer businesses in Canada and employed 10.7 million individuals which is almost two-thirds (63.0%) of all employees. By comparison, businesses with 100 to 500 employees, employed 3.6 million individuals (21.0% of employees) and businesses with more than 500 employees employed 2.7 million individuals (16.0% of employees) in Canada. As such, smaller businesses play an important role in employing Canadians and are a significant driver in shaping the economy.

Downtown Stratford is not made up of large corporate chains that can balance out their revenue shortfalls in a tourist area with other larger metropolitan locations that have recovered much quicker. For the most part our restaurants and shops are sole proprietorships and entrepreneurs who are fighting to keep their doors open. As the pandemic fades, elsewhere, the aftermath in tourist cities, like Stratford, hangs on. In addition Stratford businesses are facing a raft of new challenges: the cost-of-living crisis, rising prices, increased labour costs, supply disruptions, and climate events – the list goes on and on.

These new challenges and increased costs all end up raising the prices that businesses have to charge for their goods and services. This increase means both the Provincial and Federal Governments are benefiting from more tax revenue on these increased prices. The only ones not winning are the business owners as margins are shrinking with efforts to remain competitive in this difficult marketplace

For the businesses that are being crushed with heavy debt and operating in an economic sector that has been hit hard, we see closures. In Stratford Downtown alone we have 15 business closures (11 of which

DOWNTOWN STRATFORD

were hospitality businesses) to date in 2023, when looking from the start of the pandemic we have had 35 closures. Currently there are 9 of our downtown businesses that have been for sale for a number of months as owners try to escape debt. As well as there have been dozens of other small business closures in the City of Stratford in 2023. These closures represent hundreds of jobs lost with well over a hundred in the last week alone.

These lost jobs cost all levels of government revenue in taxes and an increased cost in social services to help them transition into a new career. These funds would be better served to reduce unemployment in Stratford with the businesses that grow our economic infrastructure

To limit or minimize the number of vacancies and bankruptcies affecting our downtown businesses, the Downtown Stratford BIA respectfully requests businesses pursuing the announced five percent (5%) loan also qualify for forgiveness on the forgivable portions of the loan. Of importance to note many businesses do not qualify for a loan due to the current debt load that they are dealing with. Banks and even private loan companies are not lending funds to businesses in the hospitality business (restaurants, cafes, and accommodators) even with buildings and properties as collateral. These sectors are being deemed as high risk. Businesses face remortgaging or taking out high interest rate second mortgages on their homes putting their entire existence in jeopardy.

Therefore, we are calling upon the Federal Government to Extend the full CEBA program deadline by extending the forgiveness (up to \$20,000 of the maximum \$60,000) deadline for businesses to coincide with the new repayment deadline of December 31, 2026. Let our entrepreneurs have a fighting chance.

Sincerely,

DocuSigned by:

8513F3A4EFB74C8...

Shawn Malvern

Chair of the Board of Directors DTSBIA

on behalf of the Downtown Stratford Business Improvement Area (DTSBIA)



City of Stratford, Corporate Services Department

Clerk's Office

City Hall, P. O. Box 818, Stratford, Ontario N5A 6W1

Tel: 519-271-0250, extension 5237

Email: clerks@stratford.ca

Website: www.stratford.ca

December 19, 2023

Sent via e-mail: chrystia.freeland@parl.gc.ca

Honourable Chrystia Freeland, Minister of Finance of Canada

344 Bloor Street West

Suite 510

Toronto, Ontario

M5S 3A7

Dear Honourable Chrystia Freeland, Minister of Finance of Canada:

Re: Resolution – CEBA Loan Businesses

At the November 27, 2023, Stratford City Council meeting, correspondence from the Downtown Stratford Business Improvement Area regarding more business support for CEBA loan businesses was provided for endorsement as part of the Consent Agenda (CA-2023-141). Enclosed with this letter is a copy of the correspondence received.

At the meeting, Council adopted the following resolution:

R2023-520

THAT CA-2023-141, being correspondence from the Downtown Stratford Business Improvement Area regarding more business support for CEBA loan businesses, be endorsed;

AND THAT a copy of this resolution be forwarded to Chrystia Freeland, Minister of Finance of Canada, John Nater, Perth-Wellington MP, and all municipalities in Ontario for endorsement.

Sincerely,

T. Dafoe

Tatiana Dafoe, Clerk

Enclosed – as referenced above

/vt

cc: John Nater, MP Perth-Wellington
Jamie Pritchard, General Manager of the Downtown Stratford BIA
Ontario Municipalities



The Township of Alnwick/Haldimand

COUNCIL RESOLUTION

Council Meeting Date: November 28, 2023
Council Resolution Number:
Agenda Item Number: 13.1
Agenda Item Title: 'Bill 3, Strong Mayors, Building Homes Act'
Mover: M.C. Orbell
Seconded: J. Stover

"Whereas the Province passed Bill 3 - 'Strong Mayors, Building Homes Act' in 2022 that provides 'Strong Mayor' powers to some Ontario municipalities; and

Whereas some municipalities support Bill 3, and others have expressed their opposition to it; and

Whereas the Council of the Township of Alnwick/Haldimand has considered resolutions from some of those municipalities at previous meetings;

Be it resolved that Council hereby declares its opposition to Bill 3; and

Further be it resolved that Council direct staff to send a copy of this resolution to Premier Doug Ford, the Honourable Minister Paul Callandra (Ministry of Municipal Affairs and Housing), MPP David Piccini, and all Ontario municipalities."

Handwritten note: Minister of Labour, Immigration Training and Skills Development

- Carried (checked)
Defeated
Deferred
Recorded Vote

Signature of Mayor John Logel



The Township of Alnwick/Haldimand

COUNCIL RESOLUTION

Council Meeting Date: November 28, 2023
Council Resolution Number:
Agenda Item Number: 16.16
Agenda Item Title: County of Prince Edward - Resolution 'MOE to Expand Use of Permit-By-Rule'
Mover: M. Answorth
Second: M. O'Neill

"Whereas the Council of the Township of Alnwick/Haldimand reviewed the resolution from the County of Prince Edward regarding support for the Province to stop the Ministry of the Environment, Conservation and Parks (MECP) proposal to expand the use of the permit-by-rule to certain water taking activities, waste management systems and storm water management systems;

Be it resolved that Council support this resolution and direct staff to forward a copy of Council's resolution to Premier Doug Ford, MPP David Piccini, the Minister of the Environment, Labour, Conservation and Parks, Association of Municipalities of Ontario (AMO), Ganaraska Conservation Authority, Lower Trent Conservation Authority, and all Ontario municipalities."

Immigration, Training & Skills Development

- Carried
Defeated
Deferred
Recorded Vote

Mayor, John Logel



The Township of Alnwick/Haldimand

COUNCIL RESOLUTION

Council Meeting Date: November 28, 2023
Council Resolution Number:
Agenda Item Number: 16.11
Agenda Item Title: 'Call for an Amendment to the Legislation Act, 2006' - Resolutions of Support

Mover: MC ONeill
Seconded: J Storer

"Whereas the Council of the Township of Alnwick/Haldimand has considered resolutions from the Township of McKellar, the Municipality of Magnetawan, the Municipality of Wawa, the Township of Ryerson and the Village of South River;

Be it resolved that Council support Resolution No. 23-671 adopted by the Council of the Township of McKellar asking the Province to amend the Legislation Act, 2006 to include digital publications as an acceptable means of publication and notice requirements for Provincial Acts and Regulations; and

Further that this resolution be forwarded to the Minister of Municipal Affairs and Housing; MPP, David Piccini; President Neil Oliver of Metroland Media Group and all Ontario municipalities."

- Carried
Defeated
Deferred
Recorded Vote

Mayor, John Logel



The Township of Alnwick/Haldimand

COUNCIL RESOLUTION

Council Meeting Date: November 28, 2023
Council Resolution Number:
Agenda Item Number: 16.15
Agenda Item Title: Municipality of Wawa - Resolution to Support Bill C-310 to Amend Income Tax Act, re: Volunteer Firefighters Tax Credit
Mover: G. Booth
Seconded: J. Stover

"Whereas the Council of the Township of Alnwick/Haldimand reviewed the resolution from the Municipality of Wawa calling upon the Government of Canada to support Bill C-310 and enact amendments to the Income Tax Act to increase the amount of tax credits for volunteer firefighting and search and rescue volunteer services; and

Whereas the Council recognizes the importance of volunteer firefighters and search and rescue volunteers and that without their services, many communities in Canada would have no fire and emergency response coverage; and

Whereas these individuals receive some form of pay to cover expenses, but do not draw a living wage from firefighting;

Be it resolved that the Council of the Township of Alnwick/Haldimand support the Municipality of Wawa's resolution to call upon the Government of Canada to support Bill C-310 and enact amendments to the Income Tax Act to increase the amount of tax credits for volunteer firefighting and search and rescue volunteer services from \$3,000 to \$10,000; and

Further that a copy of this resolution be forwarded to the Association of Fire Chiefs of Ontario, Office of the Fire Marshall, MP Philip Lawrence, Association of Municipalities of Ontario, and all Ontario municipalities."

- Carried
Defeated
Deferred
Recorded Vote

Handwritten signature of John Logel
Mayor, John Logel